

First Special & Organizational Meeting
January 2, 2015

The First Special and Organizational Meeting of 2015 was called to order by the Legislative Clerk at 9:01 A.M.

The following County Legislators were present:

DISTRICT 1

Richard L. Huttleston

DISTRICT 5

Raymond P. Case

DISTRICT 2

Martha C. Sauerbrey

DISTRICT 6

Dale N. Weston

DISTRICT 3

Michael Roberts

DISTRICT 7

William H. Standinger, III

Ed Hollenbeck

DISTRICT 4

Loretta A. Sullivan

Tracy Monell

There were 12 people in attendance.

The Clerk asked Legislator Monell to have a moment of Prayer. "We thank you for the year ahead, we thank for the year past. We pray that you would continue to bless as we go about the business of this County. We thank you for the opportunity to serve. We pray Lord that you would direct us that we would serve the constituents well. Help us Lord to do the job that we have been appointed to do and help us to do it to the best of our abilities."

Legislator Monell led all Legislators and those in attendance in the Pledge of Allegiance.

County Clerk Robert Woodburn swore in Legislators Hollenbeck, Roberts, Standinger, Weston, and the two Election Commissioners, Bernadette Toombs and John Langan.

The Clerk announced that the first order of business was the election of a Chair. Legislator Weston nominated Legislator Sauerbrey, seconded by Legislator Case. Legislator Monell moved to close the nominations, seconded by Legislator Hollenbeck. On roll call vote all members voted Aye and the Clerk cast one ballot and Legislator Sauerbrey was appointed Chair of the Tioga County Legislature for a one year term.

County Clerk Robert Woodburn swore Legislator Sauerbrey in as Chair of the Tioga County Legislature for 2015.

Chair Sauerbrey spoke. "First of all congratulations to our newly Elected Legislators and thank you to all of you for electing me as Chair of the Legislature for my second term. This year marks my tenth year as a Legislator and second year as Chair. It is amazing the amount of time that I have spent on the Legislature that I am still learning something new every day. This past year I gained a lot of appreciation for our County employees. I learned that people working here like working here and they like helping others. I learned that people take their job seriously, caring for the welfare of our children and our elderly. They care about helping people find work and to ensure safety. They also care about performing their work more efficiently and streamlining their processes. They celebrate each other's accomplishments and encourage each other to grow and do better.

"I also appreciate my fellow members on the Legislature. Although we do not always agree, we do have the best interest of our County in mind. We all come from different backgrounds. We all have different priorities and we are not afraid to stand on our convictions and do so passionately, but however we may disagree, but we come together and we move forward. It all takes balance and cooperation.

"There are many unknowns facing us as we move into this year. We made some tough decisions last year and I expect we will have more ahead of us. What I do know is that we will continue to be conservative in our spending, yet open to opportunity. One of the more recent things I learned is that you cannot depend on others to bring opportunity. We must work to create our own opportunity and so as we move into 2015 with caution, we will look for opportunity and we will find it. Thank you."

The Chair announced the next order of business was the election of a Deputy Chair. Legislator Hollenbeck nominated Legislator Case, seconded by Legislator Monell. Legislator Monell moved to close the nominations, seconded by Legislator Hollenbeck. On roll call vote all members voted Aye and the Chair cast one ballot and Legislator Case was appointed Deputy Chair of the Tioga County Legislature for a one year term.

County Clerk Robert Woodburn swore Legislator Case in as Deputy Chair of the Tioga County Legislature for 2015.

The Chair called for nominations for Public Information Officer. Legislator Monell nominated Douglas Barton, seconded by Legislator Sullivan. Legislator Case moved to close the nominations, seconded by Legislator Monell. On roll call vote all Legislators voted for Douglas Barton as Public Information Officer, and the Chair cast one ballot and Douglas Barton was appointed Public Information Officer for a one year term.

The Chair called for nominations for Republican Majority Leader. Legislator Sullivan nominated Legislator Roberts, seconded by Legislator Case. Legislator Hollenbeck moved to close the nominations, seconded by Legislator Sullivan. On roll call vote all Legislators voted for Legislator Roberts as Republican Majority Leader, and the Chair cast one ballot and Legislator Roberts was appointed Republican Majority Leader for a one year term.

Chair Sauerbrey asked if there were any disclosures to be made.

Legislator Monell stated, "I have none".

Legislator Sauerbrey stated, "I have none".

Legislator Roberts stated, "I have none".

Legislator Standinger stated, "I have none".

Legislator Sullivan stated, "I have none".

Legislator Weston stated, "I have none".

Legislator Case stated, "I have none".

Legislator Hollenbeck stated, "I have none".

Legislator Huttleston stated, "I have a real estate appraisal business and I do not do any appraisals for any County owned property or any transactions that involve the County where there would be a conflict of interest."

Legislator Monell moved for the adoption of the following resolution, seconded by Legislator Case.

REFERRED TO: LEGISLATIVE WORKSESSION COMMITTEE

RESOLUTION NO. 1-15 *TRIPS AUTHORIZED*

RESOLVED: That the Chair and the Clerk of the County Legislature, the County Attorney, and County Legislators be, and they hereby are, authorized to make such trips as their duties may require and that their actual and necessary expenses for travel, meals and lodging incurred on such trips be a County charge.

ROLL CALL VOTE

Yes – Legislators Monell, Sauerbrey, Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, and Huttleston.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: FINANCE COMMITTEE

RESOLUTION NO. 2-15 *DESIGNATION OF OFFICIAL DEPOSITORIES*

RESOLVED: That, pursuant to the powers vested in this Legislature by Section 212 of the County Law, as amended, the following Banks within New York State be, and they hereby are designated as depositories for the deposit of all monies received by the County Treasurer, to an amount not to exceed the sum set opposite the name of each Bank as follows:

JP Morgan Chase Bank	\$30,000,000
Chemung Canal Trust Company	\$30,000,000
Citizens Bank, N.A.	\$30,000,000
Community Bank, N.A.	\$30,000,000

First Niagara Bank, N.A.	\$30,000,000
M&T Bank	\$30,000,000
Tioga State Bank	\$30,000,000
National Bank and Trust Company, N.A.	\$30,000,000

ROLL CALL VOTE

Yes – Legislators Monell, Sauerbrey, Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, and Huttleston.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Case moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: LEGISLATIVE WORKSESSION COMMITTEE

RESOLUTION NO. 3-15 *DESIGNATE OFFICIAL NEWSPAPERS*

RESOLVED: That the Tioga County Courier and the Morning Times are hereby designated official newspapers for the publication of all local laws, notices and other matters required by law to be published pursuant to County Law §214, Subd. 2; and be it further

RESOLVED: That the Press and Sun Bulletin, a daily newspaper, is hereby designated as the official newspaper for purposes of publishing all local laws, notices and other matters required by law to be published at such times that there is insufficient time to publish in the above two newspapers.

ROLL CALL VOTE

Yes – Legislators Monell, Sauerbrey, Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, and Huttleston.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Case moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: LEGISLATIVE WORKSESSION COMMITTEE

RESOLUTION NO. 4-15 *DESIGNATION OF NEWSPAPER FOR
REPUBLICAN PARTY*

RESOLVED: That the Morning Times is hereby designated as the newspaper published in the County of Tioga for the Republican Party to publish the Election notices issued by the Secretary of State, and to publish the official canvass pursuant to County Law §214, Subd. 1.

ROLL CALL VOTE

Yes – Legislators Monell, Sauerbrey, Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, and Huttleston.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Monell moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: LEGISLATIVE WORKSESSION COMMITTEE

RESOLUTION NO. 5-15 *DESIGNATION OF NEWSPAPER FOR
DEMOCRATIC PARTY*

RESOLVED: That the Tioga County Courier is hereby designated as the newspaper published in the County of Tioga for the Democratic Party to publish the Election notices issued by the Secretary of State, and to publish the official canvass pursuant to County Law §214, Subd. 1.

ROLL CALL VOTE

Yes – Legislators Monell, Sauerbrey, Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, and Huttleston.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Case.

REFERRED TO: LEGISLATIVE WORKSESSION COMMITTEE

RESOLUTION NO. 6-15 SET SALARY OF CHAIR

RESOLVED: That the salary of the Chair of the Tioga County Legislature be set at \$32,260 per year, which includes the salary received as County Legislator of \$9,975 and an additional \$22,285 to serve as Chair.

ROLL CALL VOTE

Yes – Legislators Monell, Sauerbrey, Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, and Huttleston.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: LEGISLATIVE WORKSESSION COMMITTEE

RESOLUTION NO. 7-15 FIX DATES AND TIMES OF
TIOGA COUNTY LEGISLATIVE
MEETINGS

RESOLVED: That the Tioga County Legislature during 2015 shall meet regularly in the Edward D. Hubbard Auditorium of the Ronald E. Dougherty County Office Building, 56 Main Street, Owego, New York at 12:00 P.M. on the Tuesday

following Committees which are held during the first full work week of the month; and be it further

RESOLVED: That the, March, June, September and December 2015 Legislative meetings shall be held at 6:00 P.M.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, and Huttleston.

No – Legislator Monell.

Absent – None.

RESOLUTION ADOPTED.

Legislator Case moved for the adoption of the following resolution, seconded by Legislator Standinger.

REFERRED TO: ADMINISTRATIVE SERVICES

RESOLUTION NO. 8-15 APPOINTMENT OF
ADMINISTRATIVE CORONER

WHEREAS: The Tioga County Coroners have selected an Administrative Coroner for 2015; and

WHEREAS: Such Administrative Coroner will perform the supervisory duties of managing their budget, paying the bills, and various office functions of the Coroner's office; and

WHEREAS: The Administrative Coroner will have no supervisory authority over the other Coroners; therefore be it

RESOLVED: That W. Stewart Bennett, Tioga County Coroner, has been selected by the four duly elected County Coroners to be designated as the Administrative Coroner for 2015 and be given a stipend of \$3,000.00 as set forth in the County budget.

ROLL CALL VOTE

Yes – Legislators Monell, Sauerbrey, Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, and Huttleston.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Sullivan moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: LEGISLATIVE WORKSESSION

RESOLUTION NO. 9-15 *APPOINT DIRECTORS
SOIL & WATER CONSERVATION
DISTRICT*

RESOLVED: That Legislators Dale Weston and Tracy Monell are hereby appointed Directors of the Tioga County Soil and Water Conservation District for a one year term of January 1, 2015 through December 31, 2015; and be it further

RESOLVED: That Ronald E. Dougherty be hereby reappointed Director at Large for a three year term of January 1, 2015 through December 31, 2017.

ROLL CALL VOTE

Yes – Legislators Monell, Sauerbrey, Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, and Huttleston.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Sullivan moved for the adoption of the following resolution, seconded by Legislator Roberts.

REFERRED TO: LEGISLATIVE WORKSESSION

RESOLUTION NO. 10-15 *ANNUAL REVIEW OF PROCUREMENT POLICY*

WHEREAS: General Municipal Law §104-b requires an annual review of Tioga County's procurement policy and procedures; now therefore be it

RESOLVED: That the Tioga County Legislature affirms its annual review of its Procurement Policy.

ROLL CALL VOTE

Yes – Legislators Monell, Sauerbrey, Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, and Huttleston.

No – None.

Absent – None.

RESOLUTION ADOPTED.

The meeting was adjourned at 9:18 A.M.

First Regular Meeting
January 13, 2015

The First Regular Meeting of 2015 was held on January 13, 2015 and was called to order by the Chair at 12:00 P.M. Eight Legislative members were present, Legislator Sullivan being absent.

Chair Sauerbrey asked Legislator Monell to have a moment of prayer. "Lord, we thank you for this day that we can be here and we pray Lord that you would direct us as we go about the business of the County. Help us Lord to do the things that we need to to make things run smoothly. Help us Lord to do the things that will make our constituents pleased in the progress that we make every day. We pray that you would continue to bless this meeting and each one of us as we make the decisions."

Legislator Monell led all Legislators and those in attendance in the Pledge of Allegiance.

Chris Kallin of the Employee Recognition Committee presented the Employee of the year 2014 to Stephen Bidwell of the Buildings & Grounds Department. "Thank you. Good afternoon. On behalf of the Employee Recognition Committee I would like to thank this Legislature for its continued support of the Employee Recognition Program and we would ask that you join us in congratulating Steve Bidwell as Tioga County's 2014 Employee of the Year. Unfortunately Steve could not be here today.

"Just a few items about Steve. He began his career with Tioga County on January 10, 1994 as a laborer in the Buildings & Grounds Division of the Department of Public Works. On January 1, 1997 he was promoted to Maintenance Mechanic I. On January 1, 2002 he was promoted to Maintenance Mechanic II and on January 1, 2009 he was promoted to Maintenance Mechanic III. Steve subsequently retired from Tioga County on December 15, 2014.

"Steve's job was very hectic. He helped keep all the County buildings functioning and looking great from mowing the lawn in the spring and summer to plowing snow in the winter, from painting to moving furniture. Steve was always willing to work whenever and wherever he was needed.

“Steve and his wife Edna live in Owego. They have three children, Mike, Scott, and Amy. His son Mike also works for Tioga County and was, in fact, Steve’s boss. Steve and Edna also have four grandchildren, Evan, Steven, Emily, and Jackson. Steve and Edna enjoy spending time in their lovely home, which they remodeled courtesy of Tropical Storm Lee, and even though his home was flooded Steve spent numerous hours helping the County clean out after the flood. Steve and Edna also enjoy gardening together. We thank Steve for his outstanding loyalty, dedication and hard work for all of the residents of Tioga County and congratulate him again on being selected as the 2014 Tioga County Employee of the year. Steve could not be here today. Ellen Pratt is here to receive his plaque. His name will go on the plaque outside this Auditorium as Employee of the year. Thank you again for your support”

There was no privilege of the floor.

The list of audited bills was submitted and is summarized as follows:

<u>Code</u>	<u>Description</u>	<u>Equipment</u>	<u>Expense</u>
A1010	Legislative Board		422.20
A1165	District Attorney	692.19	8,094.35
A1170	Public Defender		12,685.82
A1172	Assigned Counsel		24,721.67
A1173	ILS Grant		1,020.80
A1185	Medical Examiners/Coroners		5,015.83
A1325	Treasurer		36,553.57
A1355	Assessments		15,938.81
A1362	Tax Advertising/Expenses		1,384.44
A1410	County Clerk		1,419.52
A1420	Law		3,100.00
A1430	Personnel		8,816.84
A1450	Elections		39,528.29
A1460	Records Management		262.40
A1490	Public Works Administration		191.46
A1620	Buildings		45,063.45
A1621	Buildings		10,461.57
A1680	Information Technology		10,214.89
A2490	Community College Tuition		70,832.49
A2960	Education of Handicapped Children		196,613.44
A3020	Public Safety Comm E911 System		4,445.78
A3110	Sheriff		10,709.01
A3140	Probation		40.00
A3146	Sex Offender Program		18,480.00
A3150	Jail		19,175.71
A3360	State Aid Homeland Security	14,140.00	

A3410	Fire	3,508.48
A3412	2012 NYS Tech Rescue Grant	1,540.32
A3640	Emergency Mgmt Office	335.55
A4010	Public Health Nursing	276.40
A4011	Public Health Administration	10,007.07
A4042	Rabies Control	241.00
A4044	Early Intervention	483.60
A4053	Preventive/Primary Health Services	52.28
A4054	Preventive Dental Services	1,928.70
A4070	Disease Control	2,183.70
A4090	Environmental Health	3,316.56
A4210	Alcohol and Drug Services	6,581.87
A4211	Council on Alcoholism	10,990.37
A4309	Mental Hygiene Co Administration	8,467.14
A4310	Mental Health Clinic	69,830.68
A4320	Crisis Intervention Services	5,620.67
A4321	Intensive Case Management	2,332.30
A4322	Suicide Prevention	329.00
A5630	Bus Operations	99,654.33
A6010	Social Services Administration	75,568.20
A6422	Economic Development	17,128.00
A6510	Veterans' Service	424.25
A6610	Sealer Weights/Measures	174.98
A7310.41	Youth Programs, Refundable	1,655.00
A8020	Planning	350.00
A8752	NYS Ag Market Grant	5,100.00
SOLID WASTE FUND		93,842.73
SPECIAL GRANT FUND		7,510.72
LIABILITY INSURANCE FUND		190.00
COUNTY ROAD FUND		92,016.02
CAPITAL FUND		231,906.65
CONSOLIDATED HEALTH FUND		<u>1,146.95</u>
GRAND TOTAL		\$ 1,314,718.05

Legislator Case made a motion to approve the minutes of December 9, 2014, seconded by Legislator Hollenbeck, and carried.

Chair Sauerbrey made the following appointment to Cornell Cooperative Extension for a one year term.

Legislator William Standinger

Chair Sauerbrey made the following appointment to Explore Long Term Options for Mental Health Committee

Commissioner of Social Services

Chair Sauerbrey made the following appointments to County-Wide Citizen Safety Committee

Legislator Roberts
 Legislator Hollenbeck
 Legislator Weston
 Legislator Standinger
 Chair/Legislator Sauerbrey

Chair Sauerbrey announced the 2015 Standing Committees.

**STANDING COMMITTEES OF THE COUNTY LEGISLATURE
 OF THE COUNTY OF TIOGA FOR 2015**

	Chairman			
1. County Clerk, Historian, Real Property Veterans/Elections,	Huttleston	Sullivan	Case	Standinger
2. Economic Development/ Planning/Tourism/ Agriculture	Case	Roberts	Hollenbeck	Weston
3. Finance/Legal & Safety	Hollenbeck	All Legislators		
4. Information Technology	Sullivan	Case	Monell	Huttleston
5. Legislative Worksessions/ Legislative support	Sauerbrey	All Legislators		
6. Health & Human Services	Standinger	Sullivan	Case	Monell
7. Public Safety/ Probation & DWI	Weston	Hollenbeck	Roberts	Standinger
8. Public Works/ Capital Projects	Roberts	Sullivan	Huttleston	Weston
9. Personnel/ADA	Monell	Hollenbeck	Weston	Standinger

Chair Sauerbrey stated that all Legislative Committees met this month and the minutes are or will be on file with the Clerk of the Legislature.

Legislator Standinger moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 11-15 *TERMINATE THE TIOGA COUNTY PUBLIC TRANSIT ADVISORY COUNCIL*

WHEREAS: Resolution No. 202-05 created a Tioga County Public Transit Advisory Council; and

WHEREAS: The purpose and intent of establishing the Public Transit Advisory Council was to act as an advisory body to the County Legislature for purposes of providing oversight of the County Public Transit System; and

WHEREAS: Resolution No. 211-14 terminated the Tioga County Public Transit System effective November 30, 2014; now therefore be it

RESOLVED: That the Tioga County Legislature terminates the Tioga County Public Transit Advisory Council effective January 14, 2015.

ROLL CALL VOTE

Yes – Legislators Monell, Roberts, Standinger, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Weston moved for the adoption of the following resolution, seconded by Legislator Standinger.

REFERRED TO: PUBLIC SAFETY COMMITTEE

RESOLUTION NO. 12-15 APPOINT - FIRE ADVISORY BOARD

RESOLVED: That upon recommendation of the Tioga County Fire Chiefs, the following members be and are hereby appointed to the Tioga County Fire Advisory Board for the year 2015:

OFFICERS: CHAIRMAN STEVE FEDOROWICZ
 VICE CHAIRMAN MICHAEL GEORGE
 SECRETARY GINA KLETT

Membership:

<u>DEPARTMENT</u>	<u>DELIGATE</u>	<u>ALTERNATE</u>
APALACHIN	MIKE GEORGE	ANDREW FOLEY
BERKSHIRE	KEN BEAN	JEFF BROWN
CAMPVILLE	MARK DANIEL	DIANA FORD
CANDOR	JON ROMAN Jr.	TOM KING
HALSEY VALLEY	RON FRISBIE	KEITH MERRILL
LOCKWOOD	DAVE CURTIS	BOB LONG
NEWARK VALLEY	GEORGE WAHL	JOHN HANEY
NICHOLS	ROB MINER	EVAN SMITH
OWEGO	DANIEL GAVIN	JAMES MORRIS
RICHFORD	JOHN KEENER	ZACH ARMSTRONG
SOUTHSIDE	DAVID RATHKE	DAVID RADIGAN
SPENCER	SCOTT GILLETTE	ROB ERVAY
TIOGA CENTER	MILTON KEMP	ART MAYER
WAVERLY	DON HOWARD	JEFF WHEELER
WELTONVILLE	TONY ROSENBERGER	JOHN WAHL

ROLL CALL VOTE

Yes – Legislators Monell, Roberts, Standinger, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Standinger moved for the adoption of the following resolution, seconded by Legislator Weston.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 13-15 *APPROPRIATION OF FUNDS*
 MENTAL HYGIENE

WHEREAS: Tioga County Mental Hygiene (TCMH) has subleased part of the Waverly Mental Hygiene Clinic to Victor Idahosa and Ejiro Idahosa, until TCMH lease expires in August of 2016 ; and

WHEREAS: TCMH will be receiving rent and 34 % of the buildings utilities from the sub-lessee; and

WHEREAS: The appropriation of funds requires Legislative approval; therefore be it

RESOLVED: That funding be appropriated as follows:

To:	A2440.00	Rents Other Revenue (Rent)	\$ 20,400.00
To:	A2440.00	Rents Other Revenue (Utilities)	\$ 2,300.00

ROLL CALL VOTE

Yes – Legislators Monell, Roberts, Standinger, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 14-15 *AUTHORIZE DRAW-DOWN FOR FINANCIAL MANAGEMENT ACCOUNTING SYSTEM (FMAS)*

WHEREAS: Tioga County established a Financial Management Accounting System (FMAS) Capital Reserve Account; and

WHEREAS: Tioga County is incurring expenses from Tyler Technologies, Inc. for services to implement the Financial Management Accounting System; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the Chief Accountant/Budget Officer and Tioga County’s Project Manager to transfer funds out of the Financial Management Accounting System (FMAS) Capital Reserve Account H878.08 into the dedicated FMAS Capital Account H1325.21 for 2015 as a drawdown quarterly to fund the following:

Tyler Services (implementation days, implementation costs, purchase of modules, dedicated consultants, Tyler Project Manager, forms, travel and hotel expenses, third party hardware and services, recurring fees, etc.)

Total for 2015	\$800,000.00
January 1 st quarter draw-down	\$200,000.00
April 2 nd quarter draw-down	\$200,000.00
July 3 rd quarter draw-down	\$200,000.00
October 4 th quarter draw-down	\$200,000.00

ROLL CALL VOTE

Yes – Legislators Monell, Roberts, Standinger, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Case moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO:	INFORMATION TECHNOLOGY COMMITTEE & PUBLIC WORKS COMMITTEE
--------------	---

RESOLUTION NO. 15-15	<i>AUTHORIZE AND FUND FIBER-OPTIC LINK TO HIGHWAY BUILDING</i>
----------------------	--

WHEREAS: Tioga County has made investments in enhancing data network connectivity between County buildings for the purposes of increased efficiency and realizing cost reductions; and

WHEREAS: The Information Technology department has identified a strategic need to extend the County's fiber-optic network infrastructure to the Highway Department building at 477 State Route 96 ; and

WHEREAS: The Legislature wishes to encourage the construction of a fiber-optic trunk managed by the non-profit, public trust entity Southern Tier Network down the State Route 96/96B corridor to meet future economic development goals; and

WHEREAS: The Information Technology department has received a quotation from Southern Tier Network that utilizes said trunk to link the Highway Department building to the Ronald E. Dougherty County Office Building at 56 Main Street at a cost of \$23,505; and

WHEREAS: The Information Technology department has recommended acceptance of this proposal to meet the above goals; therefore be it

RESOLVED: That the Information Technology department be authorized to contract with Southern Tier Network to construct said fiber-optic extension from the Ronald E. Dougherty County Office Building to the Highway Department building; and be it further

RESOLVED: That the following funds be transferred for this purpose:

From: A1990.40-715 – Contingency Account \$23,505

To: A1680.40-140 – Contracted Services (ITCS) \$23,505

ROLL CALL VOTE

Yes – Legislators Monell, Roberts, Standing, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Monell moved for the adoption of the following resolution, seconded by Legislator Roberts.

REFERRED TO: INFORMATION TECHNOLOGY COMMITTEE

RESOLUTION NO. 16-15

AUTHORIZE ESRI GIS AGREEMENT

WHEREAS: The Tioga County Legislature makes a significant investment in Geographic Information System (GIS) software to enhance the tools available for County departments; and

WHEREAS: The County utilizes a suite of software from Esri to carry out the GIS goals; and

WHEREAS: The Information Technology department has concluded that it would be more cost-efficient for the County to change licensing terms from individual software tools to a unlimited usage license with Esri; and

WHEREAS: The revised agreement is in the amount of \$35,000 per year over three years, which was already included in the 2015 ITCS adopted budget; therefore be it

RESOLVED: That the Information Technology department be authorized to enter into an agreement with Esri for the offered three year unlimited usage license package at a cost of \$35,000 per year, utilizing funds already allocated upon approval by the County Attorney.

ROLL CALL VOTE

Yes – Legislators Monell, Roberts, Standinger, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Huttleston.

REFERRED TO: PUBLIC WORKS

RESOLUTION NO. 17-15 *APPROVE SUPPLEMENTAL AGREEMENT 2
WEST CREEK RD BRIDGE – DELTA ENGINEERS*

WHEREAS: Tioga County bonded for a program for rehabilitation of various bridges; and

WHEREAS: West Creek Rd. Bridge BIN 3335150 is one of the bridges in the bridge bond program; and

WHEREAS: The cost for the project was estimated in August of 2013 prior to the actual bid opening for this project during the 2014 budget process; and

WHEREAS: There were additional inspection hours due to the extension of the construction contract and there was additional laboratory and field testing costs in the amount of \$7,358; therefore be it

RESOLVED: That the Tioga County Legislature approve the Supplemental Agreement #2 for Delta Engineers not to exceed \$7,358 for inspection services for West Creek Rd. Bridge BIN 3335150 to be paid out of account H2013.07 - West Creek Rd Bridge.

ROLL CALL VOTE

Yes – Legislators Monell, Roberts, Standinger, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Huttleston.

REFERRED TO: PUBLIC WORKS

RESOLUTION NO. 18-15 *APPROVE DESIGN SERVICES FOR BRIDGE MAINTENANCE PROGRAM MCFARLAND JOHNSON*

WHEREAS: The Bridge Preventative Maintenance Project PIN 9753.83 has been placed on the FHWA Program; and

WHEREAS: The project will be funded as follows:

Federal:	80%
State	15%
Local	5%

and

WHEREAS: McFarland Johnson has submitted a proposal for design service in the amount of \$24,000; therefore be it

RESOLVED: That the Tioga County Legislature approve awarding the design services for the Bridge Preventative Maintenance Project to McFarland Johnson, Binghamton, NY not to exceed \$24,000 to be paid out of the Bridge Maintenance Program Account H2014.00.

ROLL CALL VOTE

Yes – Legislators Monell, Roberts, Standinger, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Huttleston.

REFERRED TO: PUBLIC WORKS

RESOLUTION NO. 19-15 *APPROVE INSPECTION SERVICES FOR
EAST RIVER RD BRIDGE PROJECT
LABELLA ASSOCIATES
PIN 9753.73 BIN 3335410*

WHEREAS: The East River RD. Bridge over Wappasening Creek BIN 3335410 has been placed on the FHWA Program; and

WHEREAS: LaBella Associates, Rochester, NY did the design phase for this bridge project; and

WHEREAS: This Project is funded as follows:

Federal:	80%
State:	15%
Local:	5%

and

WHEREAS: The Commissioner of Public Works received a proposal for the inspection services for the East River Rd. Bridge over Wappasening Creek BIN 3335410 in the amount of \$176,059; therefore be it

RESOLVED: That the Tioga County Legislature award the inspection services contract to LaBella Associates, Rochester, NY not to exceed \$176,059 to be paid out of East River Rd. Bridge Account H2009.02.

ROLL CALL VOTE

Yes – Legislators Monell, Roberts, Standinger, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Huttleston.

REFERRED TO: PUBLIC WORKS

RESOLUTION NO. 20-15 *AWARD DESIGN SERVICES TO
MCFARLAND JOHNSON FOR
HALSEY VALLEY RD BRIDGES
BIN 3335000 & BIN 3334990*

WHEREAS: Tioga County bonded for a program for rehabilitation of various bridges; and

WHEREAS: The Halsey Valley Rd. Bridges BIN 3335000 & BIN 3334990 are a couple of bridges in the bridge bond program; and

WHEREAS: The Commissioner of Public Works received a proposal for design of these bridges from McFarland Johnson, Binghamton, NY; and

WHEREAS: The proposal for both bridges came in at \$119,557; therefore be it

RESOLVED: That the Tioga County Legislature approve the proposal for the Halsey Valley Rd. Bridges for McFarland Johnson not to exceed \$119,557 to be paid out of the Halsey Valley Rd. Bridges accounts as follows:

H2015.01	Halsey Valley Rd .Bridge BIN 3334990	\$59,778.50
H2015.02	Halsey Valley Rd. Bridge BIN 3335000	\$59,778.50

ROLL CALL VOTE

Yes – Legislators Monell, Roberts, Standinger, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Huttleston.

REFERRED TO:

PUBLIC WORKS

RESOLUTION NO. 21-15

*APPROVE CHANGE ORDERS
PANKO ELECTRIC FOR
FLOOD MITIGATION PROJECT/COB*

WHEREAS: Panko electric was the electrical contractor for the Flood Mitigation Project at the County Office Building; and

WHEREAS: A couple of change orders were submitted for the following:

Additional Phase Conductor for new Panel	\$ 888.55
Feed Pump Control Panel P-9 from Panel PBN	\$ 1,055.93
In lieu of Panel PP	
Total	\$ 1,944.48

Therefore be it

RESOLVED: That the Tioga County Legislature authorize additional funds be appropriated for these change orders not to exceed \$1,944.48 to be paid out of the Tropical Storm Lee Disaster account H1624.20-400.

ROLL CALL VOTE

Yes – Legislators Monell, Roberts, Standinger, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Huttleston.

REFERRED TO: PUBLIC WORKS

RESOLUTION NO. 22-15 AWARD CONSTRUCTION CONTRACT FOR COURT HOUSE EXTERIOR REHABILITATION PHASE 3

WHEREAS: The Department of Public Works received sealed bids on January 6, 2015 for the construction of the Court House Exterior Rehabilitation Phase 3 Project; and

WHEREAS: The bids were received as follows:

<u>Contractor</u>	<u>Base Price</u>	<u>Option 1</u>	<u>Option 2</u>	<u>Option 3</u>	<u>Total</u>
Craig Lee Construction Mansfield, PA 16933	\$139,500.00	\$88,000.00	\$45,000.00	\$86,000.00	\$358,500.00
The Tradesman Group Plain City, OH	\$247,810.00	\$294,827.00	\$339,727.00	\$90,129.00	\$972,493.00
Tower Roofing Johnson City, NY	\$118,000.00	\$120,000.00	\$510,000.00	\$103,000.00	\$851,000.00

And

WHEREAS: C & S Engineers has reviewed the bids and has sent a recommendation to award the bid to the low bidder Craig Lee Construction, Mansfield, PA; therefore be it

RESOLVED: That the Tioga County Legislature award the construction contract for the Court House Exterior Rehabilitation Phase 3 to Craig Lee Construction Mansfield, PA not to exceed \$358,500 to be paid out Account H1620.20 use code 927 (Court House Ext. Renovation)

ROLL CALL VOTE

Yes – Legislators Monell, Roberts, Standinger, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Weston.

REFERRED TO: FINANCE/LEGAL

RESOLUTION NO. 23-15 *AUTHORIZE CONTRACT WITH
H2O PARTNERS*

WHEREAS: Tioga County sustained significant damage in the Tropical Storm Lee flood event of September 2011; and

WHEREAS: FEMA prepared 54 Project worksheets (PWs) for repair work and mitigation on County roads, streams & buildings and for debris cleanup resulting from the disaster; and

WHEREAS: Tioga County issued a Request For Proposals (RFP) for Services for Project Closeout and Compilation of Necessary Documents for FEMA audit and for related services; and

WHEREAS: Tioga County received four Proposals in response to the RFP from:

Simmons Recovery Consulting
H2O Partners
Witt/O'Brien's
Marsh Risk Consulting

And

WHEREAS: Using the methodology set forth in the RFP, the Tioga County Flood Recovery Oversight Committee initially recommended that Simmons Recovery Consulting be awarded the contract for the above services; and

WHEREAS: By resolution adopted October 14, 2014 the Tioga County Legislature authorized entering into said contract with Simmons, but thereafter Simmons withdrew its proposal and subsequent attempts to negotiate a contract were unsuccessful; and

WHEREAS: Inasmuch as said contract negotiations between Simmons and Tioga County were unsuccessful, the Tioga County Flood Recovery Oversight Committee reevaluated said RFPs and recommends that award of the contract be withdrawn from Simmons and that the contract be awarded to H2O Partners, the second lowest bidder; therefore be it

RESOLVED: That the Tioga County Legislature withdraws the award of the contract to Simmons Recovery Consulting; and be it further

RESOLVED: That the Tioga County Legislature hereby awards the contract to H2O Partners and authorized and directs the Chair to execute a contract, approved as to form by the Tioga County Attorney, between Tioga County and H2O Partners, which will be paid out of Tropical Storm Lee Disaster Account H1624.20 for:

1. The services for Project Closeout and Compilation of Necessary Documents for FEMA audit at a cost of \$30,250.00; and
2. Any additional services that Tioga County may request related to future flood recovery efforts, including preparation of RFPs for those services, Debris Management Services and Project Management Services for our Flood Damaged Document Recovery project at the pricing as set forth in the H2O Partners proposal dated August 20, 2014.

ROLL CALL VOTE

Yes – Legislators Monell, Roberts, Standinger, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Monell moved for the adoption of the following resolution, seconded by Legislator Weston.

REFERRED TO: FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 24-15 *RESOLUTION CANCELLING THE
ENFORCEMENT OF THE COLLECTION OF
DELINQUENT TAXES AND FUTURE TAXES OF
CERTAIN PROPERTY PURSUANT TO ARTICLE
ELEVEN OF THE REAL PROPERTY TAX LAW*

WHEREAS: The Treasurer of the County of Tioga has recommended that the property listed below be removed from the collection of past delinquent taxes and future Real Property taxes due to the environmental contamination on the property that creates a significant risk that it might expose Tioga County to a liability substantially in excess of the amount that could be recovered by enforcing the tax lien; and

WHEREAS: The Legislature has reviewed the property and has concurred with this recommendation; now be it therefore

RESOLVED: That the Tioga County Legislature has and does hereby determine that there is no practical method to enforce the existing tax lien on the following property and that a supplementary proceeding under §1138(5) of the Real Property Tax Law would not be effective and therefore does hereby cancel the delinquent tax lien on the property listed below; and be it further

RESOLVED: That the Tioga County Legislature further has and does hereby determine that there is no practical method to enforce any future tax liens against the said parcel, and directs the enforcing officer to issue a Certificate of Prospective Cancellation and file a copy of the Certificate with the Assessor of the assessing unit in which the parcel is located and with the County Director of Real Property Tax Services.

PROPERTY:

Town of Newark Valley Tax Map Number 64.19-3-32.2
 Northern Tioga Enterprises, LLC – Now owned by Leroy Eiklor
 Act. 65
 Years owed 2010, 2011, 2012, 2013, & 2014
 Cancelled delinquent tax lien: \$49,641.89

ROLL CALL VOTE

Yes – Legislators Monell, Roberts, Standinger, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO:

LEGAL/FINANCE

RESOLUTION NO. 25–15

AMEND POLICY 41
 TIOGA COUNTY COMMERCIAL
 DRIVER LICENSE
 DRUG AND ALCOHOL TESTING

WHEREAS: Policy 41 Tioga County Commercial Driver License Drug and Alcohol Testing needs to be amended to reflect references to alcohol and also to reflect the change of name from Personnel Officer to Safety Officer; therefore be it

RESOLVED: That Policy 41 Tioga County Commercial Driver License Drug and Alcohol Testing be amended as follows:

SECTION IV – Testing for Prohibited Drugs and Alcohol

B. Testing – 1b Pre-Employment Testing – remove the words “and alcohol” and also remove the words “and that breath will be tested for alcohol”.

SECTION V – Collection and Analysis

A. Replace Personnel Officer with “Safety Officer”.

J. Replace Personnel Officer with “Safety Officer”.

K. Replace Personnel Officer with “Safety Officer”.

SECTION VI – Alcohol Testing Procedures

F. Confirmation Test – 5. Replace Personnel Officer with “Safety Officer”.

SECTION IX – Employee Rights

B. Confidentiality – Second Sentence replace Personnel Officer with “Safety Officer”. Last sentence add “Safety Officer”.

And be it further

RESOLVED: That the remainder of Policy 41 Tioga County Commercial Driver License Drug and Alcohol Testing shall remain in full force and effect.

ROLL CALL VOTE

Yes – Legislators Monell, Roberts, Standinger, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Weston.

REFERRED TO: FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 26-15 *APPLY FOR INDIGENT LEGAL SERVICES GRANT*

WHEREAS: The New York State Office of Indigent Legal Services has made available to Tioga County a three year, non-competitive grant totaling \$123,804 to improve the quality of indigent legal services provided under Article 18-B of the County Law; and

WHEREAS: Tioga County realizes the importance of providing quality representation to indigent individuals; and

WHEREAS: The grant funds will be used:

1. To partially fund the position of Family Court Public Defender and to entirely fund the office of Assigned Counsel Administrator and staff;
2. To partially fund Attorney's fees for Assigned Counsel Panel;
3. To purchase a laptop computer for the Assigned Counsel Administrator;
4. To purchase on-line research tool for Public Defender's Office;
5. To fund additional hours for Public Defender and hire additional staff positions for the Public Defender's Office;
6. To purchase additional technological upgrades for the Public Defender's Office;

And

WHEREAS: There are no local matching funds required under this grant; now therefore be it

RESOLVED: That the Tioga County Legislature authorizes the submission of said grant to the Office of Indigent Legal Services for the sum of \$123,804, and authorizes and directs the Chair of the Tioga County Legislature to execute any contracts, or other necessary documents to proceed with the grant, subject to approval of the County Attorney.

RESOLVED: That the Legislature authorizes the Public Health Director to enter into a contract with Dr. Kapur-Pado.

ROLL CALL VOTE

Yes – Legislators Monell, Roberts, Standinger, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Weston moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: PUBLIC SAFETY COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 28-15 *AUTHORIZE CONTRACT WITH SPENCER VAN
ETTEN SADD
SCHOOL ASSOCIATE FOR 2015*

WHEREAS: It is the desire of the STOP DWI Program to award a contract with a Spencer Van Ethen SADD School Associate which is defined as an Independent contractor not entitled to County Employee benefits; and

WHEREAS: It is the desire to award a SADD School Associate contract for the calendar year 2015 to Tabitha Carey to serve the Spencer Van Ethen School District; and

WHEREAS: The SADD School Associate will be compensated \$100 each month for the ten months of the school year, but will not exceed \$1,000 for the year; and

WHEREAS: The Tioga County Attorney has approved the agreement that defines the rights and responsibilities of all the parties involved and outlines the compensation to be paid to the STOP DWI School Associate; therefore be it

RESOLVED: That a contract for the Spencer Van Ethen SADD School Associate be authorized for the 2015 calendar year.

ROLL CALL VOTE

Yes – Legislators Monell, Roberts, Standinger, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Standinger moved for the adoption of the following resolution, seconded by Legislator Case.

REFERRED TO: HEALTH & HUMAN SERVICES
COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 29-15 ABOLISH ONE (1) PART-TIME
LICENSED PRACTICAL NURSE
POSITION
PUBLIC HEALTH DEPARTMENT

WHEREAS: Tioga County has discontinued its Certified Home Health Agency licensing; and

WHEREAS: A part-time Licensed Practical Nurse position is no longer necessary due to eliminated work load; and

WHEREAS: The incumbent of this position was informed of the lay-off on November 20, 2014, but the abolishment of the position was inadvertently not addressed until now; therefore be it

RESOLVED: That one (1) part-time Licensed Practical Nurse position be abolished within the Public Health Department retroactive effective as of November 20, 2014; and be it further

RESOLVED: That the Public Health Department's authorized part-time headcount for 2015 shall be reduced from 14 to 13.

ROLL CALL VOTE

Yes – Legislators Monell, Roberts, Standinger, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO:

FINANCE COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 30-15

*AMEND RESOLUTION 266-14;
AUTHORIZE APPOINTMENT OF
PARALEGAL
TREASURER'S OFFICE*

WHEREAS: Resolution 266-14 authorized the creation of a temporary, full-time Paralegal position in the Tioga County Treasurer's Office to provide an orientation period prior to the current permanent, full-time Paralegal incumbent's retirement on January 28, 2015; and

WHEREAS: The effective date of retirement has changed and it shall now be effective as of January 31, 2015; and

WHEREAS: The Treasurer will have an immediate need to backfill the permanent, full-time Paralegal position upon said retirement; therefore be it

RESOLVED: That Resolution 266-44 is hereby amended to authorize the temporary Paralegal appointment through January 31, 2015; and be it further

RESOLVED: That the Treasurer is hereby authorized to provisionally appoint Kevin A. Humes to the full-time, permanent, Paralegal position effective February 2, 2015, pending the outcome of the civil service examination; and be it further

RESOLVED: That Mr. Humes' 2015 non-union, annual salary shall be set at \$33,000.

Legislator Hollenbeck made a motion to amend the above resolution, seconded by Legislator Weston and to read as follows:

The last Resolved figure should be changed from \$33,000 to "\$34,000".

ROLL CALL VOTE ON AMENDMENT

Yes – Legislators Monell, Roberts, Standinger, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

ROLL CALL VOTE ON RESOLUTION AS AMENDED

Yes – Legislators Monell, Roberts, Standinger, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Monell moved for the adoption of the following resolution, seconded by Legislator Weston.

REFERRED TO: PERSONNEL COMMITTEE
LEGISLATIVE WORK SESSION

RESOLUTION NO. 31-15 *CREATE AND FILL TEMPORARY POSITION
LEGISLATIVE OFFICE*

WHEREAS: Legislative approval is required for the creation of any new positions; and

WHEREAS: An unexpected leave of absence has caused a staffing shortage in the Legislative Office; and

WHEREAS: The upcoming preparation meetings for the FMAS project will create further office coverage issues for that office; and

WHEREAS: The County Legislature is supportive of creating a temporary full-time position to alleviate the staffing shortage; therefore be it

RESOLVED: That the Legislative Office is hereby authorized to create and fill one full-time temporary Account Clerk/Typist position effective January 6 – February 20, 2015; and be it further

RESOLVED: That an hourly rate of \$15.00 is authorized in recognition of the incumbent's past experience with Tioga County; and be it further

RESOLVED: That this temporary position shall end as of the close of business February 20, 2015, or upon the expiration of the aforementioned leave of absence, whichever occurs first.

ROLL CALL VOTE

Yes – Legislators Monell, Roberts, Standinger, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Hollenbeck made a motion to have the following late-filed resolution considered, seconded by Legislator Case and carried.

Legislator Monell moved for the adoption of the following resolution, seconded by Legislator Case.

REFERRED TO:

FINANCE/LEGAL

RESOLUTION NO. 32-15

*AUTHORIZATION TO EXECUTE
ENGAGEMENT LETTER FROM
COUGHLIN & GERHART, LLP
TO PROVIDE SERVICES REGARDING DIANE
FRITZSCH vs. TIOGA COUNTY*

WHEREAS: Diane Fritsch has commenced a lawsuit against Tioga County; and

WHEREAS: Tioga County wishes to retain the services of Coughlin and Gerhart LLP to defend the action; and

WHEREAS: Coughlin and Gerhart LLP has set forth the services they will provide in an engagement letter; now therefore be it

RESOLVED: That the Tioga County Legislature hereby authorizes the Legislative Chair to sign said engagement letter from Coughlin and Gerhart LLP for said services.

ROLL CALL VOTE

Yes – Legislators Monell, Roberts, Standinger, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

The meeting was adjourned at 12:15 p.m.

Second Regular Meeting
February 10, 2015

The Second Regular Meeting of 2015 was held on February 10, 2015 and was called to order by the Chair at 12:04 P.M. All Legislative members were present.

Chair Sauerbrey asked Legislator Roberts to have a moment of prayer. "I would like to ask for a moment of silence for Janet Seymour, Employee of the Mental Hygiene Department and for George Penney, a former Legislator.

Legislator Roberts led all Legislators and those in attendance in the Pledge of Allegiance.

Chair Sauerbrey asked for a unanimous motion for the following two recognition resolutions, seconded unanimously and carried.

Legislator Hollenbeck read and presented the following recognition resolution and a plaque to Cindy Heath of the Treasurer's Office.

There was a unanimous motion for the adoption of the following recognition resolution, seconded unanimously.

REFERRED TO: FINANCE

RESOLUTION NO. 33-15 *RESOLUTION RECOGNIZING CINDY HEATH'S
20 YEARS OF DEDICATED SERVICE TO
TIOGA COUNTY*

WHEREAS: Cindy Heath started her employment with Tioga County as an Account Clerk-Typist at DSS on September 30, 1991 and then transferred to Mental Hygiene on May 10, 1993. She then became the Senior Payroll Clerk at the Treasurer's Office on March 16, 1994 and became permanent in this position on July 25, 1995. She was appointed to the position of Payroll Supervisor on January 01, 1996 and became permanent in this position on September 16, 1996 and she has remained at this position for the remainder of her career; and

WHEREAS: Cindy Heath has been extremely dedicated and loyal in the performance of her duties and responsibilities during the past 20 years to the Treasurer's Department. She has earned the respect of her colleagues and peers throughout Tioga County; and

WHEREAS: Cindy Heath will retire on February 17, 2015; therefore be it

RESOLVED: That the Tioga County Legislature, on its own behalf, as well as on behalf of the citizens of Tioga County, express sincere gratitude to Cindy Heath for her 20 years of dedicated and loyal service to the residents of Tioga County; and be it further

RESOLVED: That this resolution be spread upon the minutes of this meeting and a certified copy be presented to this outstanding employee, Cindy Heath.

ROLL CALL VOTE

Unanimously Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Monell, and Sauerbrey.

No – None.

Absent – Legislator Huttleston.

RESOLUTION ADOPTED UNANIMOUSLY.

Legislator Hollenbeck read and presented the following recognition resolution and a plaque to Carol Bailey of the Treasurer's Office.

There was a unanimous motion for the adoption of the following recognition resolution, seconded unanimously.

REFERRED TO: FINANCE

RESOLUTION NO. 34-15 *RESOLUTION RECOGNIZING CAROL
BAILEY FOR 11 YEARS OF DEDICATED
SERVICE TO TIOGA COUNTY*

WHEREAS: Carol Bailey started her employment as a Paralegal with Tioga County on January 28, 2004; and

WHEREAS: Carol Bailey has been a great asset to the Tioga County Treasurer's Office over the years. She has strived for quality in all aspects of her job; and

WHEREAS: Carol Bailey has been dedicated and loyal in the performance of her duties and responsibilities during the past 11 years. She is well-respected by her co-workers and her colleagues throughout Tioga County; she has always used her extensive knowledge effectively to perform all her duties; and

WHEREAS: Carol Bailey retired on January 30, 2015; therefore be it

RESOLVED: That the Tioga County Legislature, on its own behalf, as well as on behalf of the citizens of Tioga County, express sincere gratitude to Carol Bailey for her 11 years of dedicated and loyal service to the residents of Tioga County; and be it further

RESOLVED: That this resolution be spread upon the minutes of this meeting and a certified copy be presented to this outstanding employee, Carol Bailey.

ROLL CALL VOTE

Unanimously Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Monell, and Sauerbrey.

No – None.

Absent – Legislator Huttleston.

RESOLUTION ADOPTED UNANIMOUSLY.

James McFadden, County Treasurer spoke. I thank the Legislature for the opportunity to speak. It is always nice to be able to recognize some of our dedicated employees once they decide to retire and move on to greener pastures I hope. Cindy Heath, she called this morning, she went out of town. She left me a voice mail that she will not be back. She probably went to a hockey game in Buffalo. Cindy came to work for me about 20 years ago. She came over from Mental Health where she had worked for a couple of years. Cindy has spit out payroll for 500 employees over 520 times the past 20 years. It is a difficult job being that it is so cyclical. Every 14 days whether you are sick, got the flu bug, or want to go on vacation, whatever, payroll comes out every 14 days. It is repetitious. It is amazing how many changes people make to their paychecks and of all the things that we have added like Roth IRAs and flexible spending, etc. over these 20 years.

“You can read some of her attributes up there, but I would just like to personally thank Cindy because she was very dedicated. There were very few problems or mistakes. We survived audits and she also did retirement reporting. She was in charge of keeping all of our employees and their history up to date with the New York State Retirement System. She also paid the IRS and New York State Income Tax, etc. very faithfully. We are going to miss her. Let me introduce you to Jessica Hobart. She is going to take over. Jessica has been training under Cindy for a year now.

"My other employee, Carol Bailey. She was my right hand when it comes to tax enforcement. She came to work for me about 11 years ago as a Paralegal. Her job was to do everything judiciously, filing notices at the County Clerk's Office, judicial notices regarding tax foreclosure and getting out letters of warnings and foreclosure deadlines, and names in the newspaper and all that, all required by New York State Law. People can turn around and sue you if you do not cover all your bases. We were actually sued three or four times over the last 11 years and we won all the cases due to her efficiencies and testimony for that matter in a Federal Court case. Carol has been replaced by Kevin Humes and we are right into our next cycle.

"Carol also along with doing efficient title searches and notifications, also handled all of our real estate closings during the month of September. We usually foreclose on about 30 some properties every August and have an auction, and she handled the real estate closings, and quite frankly worked very well with my auctioneer. We fill this room every August at our auction, but she was always there until 10:00 o'clock at night helping counting the proceeds. We are going to miss both of them. Life goes on, we wish them well. I would like to thank them for their dedication and the opportunity to speak. Thank you very much."

There was no privilege of the floor.

The list of audited bills was submitted and is summarized as follows:

<u>Code</u>	<u>Description</u>	<u>Equipment</u>	<u>Expense</u>
A1010	Legislative Board		120.88
A1165	District Attorney	39.89	2,903.41
A1170	Public Defender		141.00
A1172	Assigned Counsel		5,655.02
A1173	ILS Grant		1,006.72
A1185	Medical Examiners/Coroners		5,188.58
A1325	Treasurer		1,362.98
A1355	Assessments		345.00
A1410	County Clerk		974.16
A1420	Law		1,039.00
A1430	Personnel		2,141.95
A1450	Elections		34,602.63
A1620	Buildings		75,069.80
A1621	Buildings		35,221.65
A1680	Information Technology		16,505.33
A2490	Community College Tuition		93.00
A2960	Education of Handicapped Children		137,473.37
A3020	Public Safety Comm E911 System		4,452.76

A3110	Sheriff		21,763.13
A3140	Probation		653.21
A3150	Jail		20,886.47
A3315	Special Traffic Programs		8,460.60
A3410	Fire	1,099.56	4,452.14
A3640	Emergency Mgmt Office		513.48
A4010	Public Health Nursing		748.39
A4011	Public Health Administration		2,087.67
A4012	Public Health Education		75.00
A4042	Rabies Control		834.28
A4044	Early Intervention		259.60
A4053	Preventive/Primary Health Services	561.00	605.62
A4054	Preventive Dental Services		751.77
A4062	Lead Poisoning Program		11.99
A4064	Managed Care-Dental Services		8,605.63
A4070	Disease Control		998.52
A4090	Environmental Health		45.11
A4210	Alcohol and Drug Services		12,831.23
A4211	Council on Alcoholism		21,980.66
A4309	Mental Hygiene Co Admin	299.00	9,689.86
A4310	Mental Health Clinic		46,637.44
A4311	Rehabilitation Support Services		1,854.00
A4320	Crisis Intervention Services		5,276.63
A4321	Intensive Case Management		7,708.71
A4333	Psycho Social Club		25,000.00
A6010	Social Services Administration	2,176.00	61,274.47
A6422	Economic Development		972.00
A6510	Veterans' Service		288.31
A6610	Sealer Weights/Measures		394.83
A7180	Snowmobile Grant Program		32,756.50
A7310.41	Youth Programs, Refundable		9,681.30
A7510	Historian		328.84
A7989	Tourism		150,000.00
A8020	Planning		10,777.63
A8025.41	Regional Planning 7-County Board		10,000.00
A9060	Health Insurance		3,648.47
SOLID WASTE FUND			1,834.26
SPECIAL GRANT FUND			7,689.17
LIABILITY INSURANCE FUND			355,888.83
COUNTY ROAD FUND			98,787.88
CAPITAL FUND			318,498.49
SELF-INSURANCE FUND			<u>182,530.53</u>
GRAND TOTAL			\$ 1,776,555.34

Legislator Monell made a motion to approve the minutes of January 2 and 13, 2015, seconded by Legislator Roberts, and carried.

Chair Sauerbrey stated that all Legislative Committees met this month and the minutes are or will be on file with the Clerk of the Legislature.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: FINANCE COMMITTEE

RESOLUTION NO. 35-15 *ERRONEOUS ASSESSMENT*
TOWN OF CANDOR

WHEREAS: An application for corrected tax roll indicates that property no. 1912, assessed to State of New York Mortgage Agency on the Town of Candor 2015 tax roll is erroneous in that RPTL 404 automatically makes the parcel wholly exempt at time of sale, and that the exemption code was not applied; and

WHEREAS: The 2015 tax bill for property no. 1912 in the Town of Candor was paid to the Candor tax collector on 1/29/15; be it therefore

RESOLVED: That tax bill #2372 for property no. 1912 in the Town of Candor be reduced to zero; and be it further

RESOLVED: That a refund of \$1,353.91 for taxes paid be issued to State of New York Mortgage Agency by the Town of Candor Tax Collector; and be it further

RESOLVED: That the erroneous town tax of \$469.81 be charged back to the Town of Candor; and the erroneous fire tax of \$135.43 be charged back to the Candor Fire District; and be it further

RESOLVED: That the erroneous solid waste tax of \$33.12 be charged back to the Solid Waste Fund; and be it further

RESOLVED: That the erroneous county tax of \$715.55 be charged to the proper accounts in the records of the County Treasurer

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Monell and Sauerbrey.

No – None.

Absent – Legislator Huttleston.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO:	FINANCE COMMITTEE
RESOLUTION NO. 36-15	<i>ERRONEOUS ASSESSMENT TOWN OF NEWARK VALLEY</i>

WHEREAS: An application for corrected tax roll indicates that property no. 1571 assessed to Christopher & Michelle Duffek on the 2015 tax roll of the Town of Newark Valley is erroneous in that an application for an AG exemption was filed in a timely manner but did not appear on the 2015 tax roll; and

WHEREAS: The 2015 town and county bill for property no. 1571 has not yet been paid to the Town of Newark Valley tax collector; be it therefore

RESOLVED: That a new bill be issued to Christopher & Michelle Duffek for property no. 1571 by the Town of Newark Valley tax collector as follows:

	<u>Bill #801/Acct 1571</u>	<u>Corrected Bill #801/Acct 1571</u>
County	\$1,958.72	\$ 1,786.08
Recycle	90.67	82.68
Townwide	796.12	725.95
Newark Valley Fire	<u>230.08</u>	<u>209.80</u>
	\$ 3,075.59	\$ 2,804.51

and be it further

RESOLVED: That the erroneous town tax of \$70.17 be charged back to the Town of Newark Valley and the erroneous fire tax of \$20.28 be charged back to the Newark Valley Fire District; and be it further

RESOLVED: That the erroneous solid waste tax of \$7.99 be charged back to the Solid Waste Fund; and be it further

RESOLVED: That the erroneous county tax of \$172.64 be charged to the proper accounts in the records of the County Treasurer.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Monell and Sauerbrey.

No – None.

Absent – Legislator Huttleston.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: FINANCE COMMITTEE

RESOLUTION NO. 37-15 *ERRONEOUS ASSESSMENT
TOWN OF OWEGO*

WHEREAS: An application for corrected tax roll for property No. 607, assessed to Phillip M Petrusky on the 2015 tax roll of the Town of Owego indicates that the 2014-15 village taxes were releived to the town and county bill in error; be it therefore

RESOLVED: That a new 2015 tax bill be issued by the Town of Owego Tax Collector to Phillip M Petrusky for property no. 607 as follows:

	<u>Bill Property #607</u>	<u>NEW Bill Property #607</u>
County	124.07	124.07
Recycle	5.74	5.74
Townwide	12.21	12.21
Rtn Village	<u>948.14</u>	<u> </u>
	1,090.16	142.02

RESOLVED: That the erroneous village tax and interest of \$886.11 be charged back to the Village of Owego; and be it further

RESOLVED: That the erroneous county penalty amount of \$62.03 be charged to the proper accounts in the records of the County Treasurer.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Monell and Sauerbrey.

No – None.

Absent – Legislator Huttleston.

RESOLUTION ADOPTED.

Legislator Standinger moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 38-15 APPROPRIATION OF FUNDS
PUBLIC HEALTH

WHEREAS: New York State Child Passenger Safety Program funding has been awarded to the Tioga County Public Health Department; and

WHEREAS: The funding is specifically designated for the purchase of program deliverables; and

WHEREAS: Appropriation of Funds requires Legislative approval; therefore be it

RESOLVED: That funding be appropriated as follows:

From: A3401.12 State Aid – Health Education	\$ 7,000
To: A4012.40-640 Health Education: Supplies	\$ 7,000

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Monell and Sauerbrey.

No – None.

Absent – Legislator Huttleston.

RESOLUTION ADOPTED.

Legislator Standinger moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 39-15 *APPROPRIATIONS OF FUNDS*
PUBLIC HEALTH

WHEREAS: New York State Highway Safety Program funding has been awarded to the Tioga County Public Health Department; and

WHEREAS: The funding is specifically designated for the purchase of program deliverables; and

WHEREAS: Appropriation of Funds requires Legislative approval; therefore be it

RESOLVED: That funding be appropriated as follows:

From: A3401.12 State Aid – Health Education \$ 3,300

To: A4012.40-640 Health Education: Supplies \$ 3,300

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Monell and Sauerbrey.

No – None.

Absent – Legislator Huttleston.

RESOLUTION ADOPTED.

Legislator Huttleston came into the Chambers at 12:11 P.M.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Sullivan

REFERRED TO: PUBLIC WORKS
FINANCE

RESOLUTION NO. 40-15 *RE-ESTABLISH PRIOR YEAR*
PUBLIC WORKS PROJECTS

WHEREAS: Prior year Public Works Capital Projects and Tropical Storm Flood Projects need to be re-established for the remaining balance as of year-end 2014 for completion in 2015 ; therefore be it

RESOLVED: That the following accounts and amounts be re-established:

Bridge Projects		BIN	Amt to Establish
H2009.02	East River Rd.	3335410	\$ 1,377,516.08
H2013.05	Catatonk Hill Rd	3335130	\$ 14,822.36
H2013.06	Ellis Creek Rd	3334900	\$ 750,000.00
H2013.07	West Creek Rd	3335150	\$ 30,000.00
H2013.09	Hamilton Valley Rd	3334950	\$ 611,098.42
H2014.01	Ellis Creek Rd	3334880	\$ 666,845.53
H2014.02	Penn Ave Bridge	3335490	\$ 30,500.00
H2014.03	Allyn Road	2218960	\$ 30,045.00
H2014.08	Coddington Rd	3335100	\$ 59,600.00
H2014.09	Glen Road	3335320	\$ 59,600.00
H2014.10	Blewer Rd	2218580	\$ 63,955.00

Bridge Maintenance Program PIN

D5110.40 -50 Bridge Projects	9753.83	\$ 25,000.00
------------------------------	---------	--------------

Capital Projects Tropical Storm Flood

H1624.20- 403 Records Mitigation	\$ 192,732.44
H1624.20 Trop. Storm Flood Capital	\$ 557,267.56
H1625.20 -403 Records Mitigation	\$ 12,474.70

Capital Construction

H1620.20-927 Court House Ext. Renov.	\$ 421,675.31
--------------------------------------	---------------

Capital Equipment

H5130.21-908 Tandem Dump Truck	\$ 230,000.00
--------------------------------	---------------

And be it further

RESOLVED: That the applicable corresponding revenue sources shall also be re-established in the 2015 modified budget.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell and Sauerbrey.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 41-15 *AUTHORIZE TRANSFER OF FUNDS FROM
CAPITAL RESERVE FOR PUBLIC LAND, STRUCTURES
AND EQUIPMENT*

WHEREAS: Tioga County established a Capital Reserve for Public Land, Structures and Equipment per Resolution No 320-13; and

WHEREAS: Tioga County funded the Capital Reserve For Public Land, Structures and Equipment per Resolution No. 323-13 for \$610,731.78; and

WHEREAS: Tioga County adopted the 2015 budget that included equipment purchase requests according to the Capital Improvement Plan, for a total of \$360,000.00 for Road Machinery, \$180,000.00 for Buildings & Grounds and \$30,000.00 for Public Safety for 2015; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the Chief Accountant/Budget Officer to transfer funds out of the Capital Reserve For Public Land, Structures, and Equipment H878.07 to appropriate the budgeted funds to the individual capital equipment accounts as follows:

Total for 2015	\$570,000.00
H1620.20-909 Pick up Truck with Plow	\$ 30,000.00
H1620.20-923 HHS Generator	\$150,000.00
H3020.21-230 E911 Capital	\$ 10,000.00
H3150.21-130 Jail Capital	\$ 20,000.00
H5130.21-901 Mowing Tractor	\$100,000.00
H5130.21-908 Tandem Axle Truck	\$230,000.00
H5130.21-909 1 Ton Pick up with Plow	\$ 30,000.00

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell and Sauerbrey.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Standinger moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 42-15 *EXTEND YOUTH BOARD MEMBERS TERM
YOUTH BUREAU*

WHEREAS: The Tioga County Youth Board is organized as an advisory body to the Tioga County Youth Bureau; and

WHEREAS: The purpose of the Youth Board is to carry out the provision of Section 95 of the General Municipal Law of the State of New York and Resolution No. 140 of 1981 of the Tioga County Legislature; and

WHEREAS: The Tioga County Youth Board Bylaws provides for representatives to the Youth Board be appointed by the County Legislature; and

WHEREAS: The County Legislature previously appointed members to the Youth Board under Resolution No. 58-12 and 250-12 and terms have expired; now therefore be it

RESOLVED: That the following listed representative terms be extended as follows:

	<u>TERM</u>
Dan Sloat (Extending Term)	01/01/2015 – 12/31/2018
Petrea Rae(Extending Term)	01/01/2015 – 12/31/2018

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell and Sauerbrey.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Sullivan moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 43-15 RE-APPOINT MEMBER TO THE TIOGA COUNTY
BOARD OF HEALTH
PUBLIC HEALTH

WHEREAS: Section 344 of the Public Health Law requires that members of the Board of Health shall serve six (6) year staggered terms; and

WHEREAS: The appointed term for William Standinger III on the Board of Health expired 12/31/14; and

WHEREAS: Legislative representatives on the Board of Health serve only the length of their elected term; and

WHEREAS: William Standinger III has agreed to serve for another term; therefore be it

RESOLVED: That William Standinger III be re-appointed to the Tioga County Board of Health for a term of 1/1/2015-12/31/2017.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell and Sauerbrey.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Sullivan moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 44-15 RABIES DONATION COMMITTEE
PUBLIC HEALTH

WHEREAS: Terms of office for the members of the Rabies Donation Committee have expired; and

WHEREAS: The Public Health Director, Chair of Health and Human Services Committee and the Treasurer or his/her designee, have agreed to serve for another three-year term; therefore be it

RESOLVED: That the Public Health Director, Chair of Health and Human Services Committee and Treasurer or his/her designee, be re-appointed to the Rabies Donation Committee for the term of 1/1/2015-12/31/2017.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell and Sauerbrey.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Standinger moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: LEGISLATIVE WORKSESSION

RESOLUTION NO. 45-15 APPOINT MEMBER
BOARD OF ETHICS

WHEREAS: Valarie Kranz, minority appointment, on the Board of Ethics term has resigned; and

WHEREAS: Alberta Weisz has agreed to serve on the Board of Ethics; now therefore be it

RESOLVED: That Alberta Weisz, minority appointment, be hereby appointed to replace and fill the unexpired term of Valarie Kranz on the Board of Ethics effective from 2/11/15 to 3/31/16.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell and Sauerbrey.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Case moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: LEGISLATIVE WORKSESSION

RESOLUTION NO. 46–15

RESOLUTION URGING GOVERNOR CUOMO AND THE NEW YORK STATE LEGISLATURE TO ADVANCE FUNDING AND EXPEDITE COMPLETION OF THE INTERSTATE 86 PROJECTS IN BROOME, DELAWARE, SULLIVAN, AND ORANGE COUNTIES

WHEREAS: Governor Pataki committed to a ten-to-twelve year construction program to complete the Route 17 conversion to I-86 beginning with the first designation (177 miles Tioga County West to Pennsylvania) on December 3, 1999; and

WHEREAS: Designation of New York State Route 17 to I-86 provides a highway network with connection to every Interstate Highway located within New York State and Interstate Highways leading into Pennsylvania; and

WHEREAS: The upgrade and designation of Route 17 as I-86 will make the region more competitive and able to attract substantial growth in business, industry, and tourism as well as improve the safety of the traveling public; and

WHEREAS: The New York I-86 Economic Development Benefit Study, issued in January 2000, which was widely accepted and quoted at all levels of government, called for an aggressive eight-year construction period that would result in a 3.2 billion dollar direct economic benefit to communities along the I-86 Highway Corridor once the conversion has been completed; and

WHEREAS: With proper funding and resources (Fast Track/Design Build) for the remaining projects in Broome, Delaware, Sullivan, and Orange Counties, the conversion of Route 17 to I-86 could be completed many years sooner than on the present schedule providing vast economic benefits to the Hudson Valley, Southern Tier, and Western New York regions and would yield significant economic benefits for the nation by facilitating national freight flows, reducing travel times, improving safety, and enhancing access to markets, completion would create new jobs and greater value-added activity; and

WHEREAS: The New York State Department of Transportation in the latest update to its capital program proposes to delay to 2017 the first stage of the two stage Exit 131 reconstruction project which was to have begun in 2013; and

WHEREAS: The Exit 131 reconstruction project will address critical traffic control and safety needs in the region due to the expected reductions in severe traffic delays and congestion arising near this connection to the New York Thruway (I-87/Harriman) and New York State Route 17 (future I-86); and

WHEREAS: The New York State Department of Transportation has also proposed to delay construction to Exit 122 (State Route 3 westbound ramps) to 2017; and

WHEREAS: The Highway Committee has recommended that the Tioga County Legislature authorize this Resolution; now therefore, be it

RESOLVED: That the Tioga County Legislature does hereby request Governor Andrew Cuomo and the New York State Legislature advance funding (Fast Track/Design Build) expediting completion of the projects in Broome, Delaware, Sullivan and Orange Counties on New York State Route 17 so that the same may be converted to Interstate Route 86; and, be it further

RESOLVED: That the Clerk of the Legislature is hereby authorized and directed to forward certified copies of this resolution to Governor Andrew Cuomo, Honorable Christopher Friend, Honorable Thomas Libous, the Inter-county Association of Western New York, the New York State Association of Counties, and the I-86 Corridor Counties (Cattaraugus, Chautauqua, Allegany, Steuben, Tioga, Broome, Delaware, Sullivan, Orange).

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell and Sauerbrey.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: PUBLIC WORKS

RESOLUTION NO. 47-15 *AUTHORIZING THE IMPLEMENTATION
AND FUNDING IN THE FIRST INSTANCE
100% OF THE FEDERAL-AID AND STATE
"MARCHISCELLI" PROGRAM-AID ELIGIBLE
COSTS OF A TRANSPORTATION FEDERAL-
AID PROJECT AND APPROPRIATING FUNDS
THEREFORE*

WHEREAS: A project for the Tioga County Bridge Preventative Maintenance Program (FFY 15), PIN 9753.97 (the "Project") is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-federal funds; and

WHEREAS: The County of Tioga desires to advance the Project by making a commitment of 100 % of the Federal and non-Federal share of the costs of the Preliminary Engineering and Design work: therefore be it

RESOLVED: That the Tioga County Legislature hereby approves the above-subject project; and be it further

RESOLVED: That the Tioga County Legislature authorizes establishing a Federal Revenue Account D4502.00 for funds related to the above mentioned project; and be it further

RESOLVED: That the sum of \$25,000 has been budgeted and is hereby appropriated from the Bridge Projects Account D5110.40 use code 50; and be it further

RESOLVED: That in the event the full Federal and non-Federal share costs of the project exceeds the amount appropriated above, the Tioga County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof: and be it further

RESOLVED: That the Chair of the County of Tioga be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal-Aid and/or Marchiselli Aid on behalf of the County of Tioga with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of Federal-aid and State-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible; and be it further

RESOLVED: That a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project: and be it further

RESOLVED: This Resolution shall take effect immediately.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell and Sauerbrey.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 48-15 *AUTHORIZING LEGISLATIVE CHAIR TO
SIGN SUBORDINATION AGREEMENT
WITH CHEMUNG CANAL TRUST CO.*

WHEREAS: Tioga County conveyed property located at 1023 Route 38, Owego, NY to Tioga Opportunities Program, Inc. by deed dated June 12, 1984; and

WHEREAS: The County reserved a first right to repurchase the premises upon the resale or conveyance of the property described in the deed; and

WHEREAS: Tioga Opportunities wishes to give a mortgage loan to Chemung Canal Trust Company using the property described in the deed as collateral but Chemung Canal Trust will not loan the money to Tioga Opportunities unless the County agrees to subordinate their Right of First Refusal to Chemung Canal Trust, therefore be it

RESOLVED: That Tioga County agrees to subordinate its Right of First Refusal; and be it further

RESOLVED: That the Tioga County Legislature authorizes and directs the Legislative Chair to sign the Subordination Agreement with Chemung Canal Trust Company.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell and Sauerbrey.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 49-15 *EXTEND TERM OF LEASE WITH
TIOGA COUNTY SOIL AND WATER
CONSERVATION DISTRICT*

WHEREAS: The Tioga County Soil and Water Conservation District (SWCD) entered into a Lease with Tioga County, effective January 1, 2006, for the land at 183 Corporate Drive, which Lease expires December 31, 2015; and

WHEREAS: Said Lease gives SWCD the right to extend the term of the Lease for four additional ten year periods upon giving the County six months prior notice provided SWCD is not in default of any of the material provisions of the Lease; and

WHEREAS: SWCD has advised the County of its desire to exercise its right to a ten year extension of the lease; and

WHEREAS: SWCD is not in default of any material provisions of the Lease; therefore be it

RESOLVED: That the aforementioned Lease is hereby extended for an additional ten year period, to expire December 31, 2025, unless otherwise extended as approved by the County Attorney.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell and Sauerbrey.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 50-15 *AMENDING POLICY 26
TIOGA COUNTY ETHICS LAW,
SCHEDULE A*

WHEREAS: Policy 26 Tioga County Ethics Law needs to have Schedule A amended; therefore be it

RESOLVED: That Tioga County Ethics Law Policy 26, Schedule A be hereby amended as follows:

POSITION

AG & FARMLAND PROTECTION BOARD MEMBERS (ALL)
ASSIGNED COUNSEL ADMINISTRATOR
BOARD OF HEALTH MEMBERS (ALL)
BUDGET OFFICER
CAPTAIN, OPERATIONS OFFICER
CHIEF ACCOUNTANT
CLERK TO THE LEGISLATURE AND DEPUTY CLERK

CLINICAL PROGRAM DIRECTOR
COMMISSIONERS OF BOARD OF ELECTIONS AND DEPUTIES
COMMISSIONER OF PUBLIC WORKS AND DEPUTY
COMMISSIONER OF SOCIAL SERVICES AND DEPUTY COMMISSIONER
COMMUNITY SERVICE BOARD MEMBERS (ALL)
CORONERS (ALL)
COUNTY ATTORNEY AND ASSISTANTS
COUNTY CLERK AND DEPUTY
COUNTY PLANNING DIRECTOR
COUNTY SHERIFF AND UNDERSHERIFF
COUNTY TREASURER AND DEPUTY
DIRECTORS OF ADMINISTRATIVE SERVICES
DIRECTOR OF COMMUNITY SERVICES
DIRECTOR OF EMERGENCY PREPAREDNESS AND DEPUTY DIRECTOR
DIRECTOR OF EMPLOYMENT & TRANSITIONAL SUPPORT
DIRECTOR OF INFORMATION TECHNOLOGY & COMMUNICATION SYSTEMS
DIRECTOR OF REAL PROPERTY TAX SERVICES
DIRECTOR OF VETERANS' SERVICE AGENCY
DIRECTOR OF WEIGHTS & MEASURES I
DIRECTOR OF ECONOMIC DEVELOPMENT & PLANNING
DEPUTY DIRECTOR ECONOMIC DEVELOPMENT
DISTRICT ATTORNEY AND ASSISTANTS
ETHICS BOARD MEMBERS (ALL)
FIRE ADVISORY BOARD (ALL)
FIRE COORDINATOR AND ASSISTANT FIRE COORDINATORS
PUBLIC HEALTH DIRECTOR AND DEPUTY DIRECTOR
HISTORIAN
INDUSTRIAL DEVELOPMENT AGENCY MEMBERS (ALL)
LEGISLATORS (ALL)
LOCAL DEVELOPMENT CORPORATION AGENCY MEMBERS (ALL)
MATERIALS RECOVERY MANAGER
PERSONNEL OFFICER
PLANNING BOARD MEMBERS (ALL)
PROBATION DIRECTOR II
PUBLIC DEFENDER AND ASSISTANTS
PUBLIC HEALTH ENGINEER/TRAINEE
RECORDS MANAGEMENT OFFICER
SAFETY OFFICER
TIOGA TOBACCO ASSET SECURITIZATION CORP. BOARD MEMBERS (ALL)
YOUTH BUREAU DIRECTOR
YOUTH BUREAU MEMBERS (ALL)

And be it further

RESOLVED: That the remainder of Tioga County Ethics Law Policy 26 shall remain in full force and effect.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell and Sauerbrey.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Case moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO:

ED & P COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 51-15

*AUTHORIZE APPOINTMENT OF
ECONOMIC DEVELOPMENT
SPECIALIST IN THE ECONOMIC
DEVELOPMENT & PLANNING
DEPARTMENT*

WHEREAS: Resolution 315-14 authorized the funding of a full-time Economic Development Specialist position as of January 1, 2015; and

WHEREAS: The Director of Economic Development & Planning has conducted a recruitment search and has identified a qualified candidate; therefore be it

RESOLVED: That the Director of Economic Development & Planning is hereby authorized to appoint a candidate to the position of Economic Development Specialist at an annual salary of \$39,779 effective on or after February 23, 2015; and be it further

RESOLVED: That said appointment shall be provisional pending the outcome of a civil service examination.

Legislator Case made a motion to have the following late-filed resolution considered, seconded by Legislator Hollenbeck and carried.

Legislator Monell moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: LEGISLATIVE WORKSESSION
FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 53-15 *AMEND RESOLUTION #31-15;
EXTEND TEMPORARY POSITION
(LEGISLATIVE OFFICE)*

WHEREAS: Resolution #31-15 authorized a full-time temporary Account Clerk/Typist position in the Legislative Office through February 20, 2015; and

WHEREAS: There is a need to extend the duration of this temporary position due to an extension of another employee's leave of absence; and

WHEREAS: As of February 21, 2015 this temporary employee will also be performing work for the Treasurer's Office; therefore be it

RESOLVED: That Resolution #31-15 is hereby amended to allow the temporary Account Clerk/Typist position in the Legislative Office to continue through March 20, 2015, or until the return of the employee on medical leave, whichever occurs sooner; and be it further

RESOLVED: That the temporary Account Clerk/Typist position is authorized for up to 35 hours per week.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell and Sauerbrey.

No – None.

Absent – None.

RESOLUTION ADOPTED.

The meeting was adjourned at 12:17 P.M.

*Third Regular Meeting
March 10, 2015*

The Third Regular Meeting of 2015 was held on March 10, 2015 and was called to order by the Chair at 6:00 P.M. Eight Legislative members were present, Legislator Case being absent.

Chair Sauerbrey asked for a moment of prayer. "Holy Father I thank you for the blessings of today and I ask you to watch over this meeting and guide us and direct us in peace, and I ask for your spirit to guide us as we make decisions for our employees and for the rest of the County."

Chair Sauerbrey led all Legislators and those in attendance in the Pledge of Allegiance.

There were 56 people in attendance.

Chair Sauerbrey noted the following recognition resolution for Donald Marsh of the Department of Social Services.

Chair Sauerbrey asked for a unanimous motion for the following recognition resolution, seconded unanimously and carried.

There was a unanimous motion for the adoption of the following recognition resolution, seconded unanimously.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 54-15 *RECOGNIZE DONALD B. MARSH FOR
10 YEARS OF DEDICATED SERVICE
DEPARTMENT OF SOCIAL SERVICES*

WHEREAS: Donald B. Marsh began his career with the Tioga County Department of Social Services as a Caseworker on January 18, 2005, and was promoted to Senior Caseworker on September 13, 2005, and promoted to his current title of Case Supervisor Grade B on September 25, 2006; and

WHEREAS: Donald B. Marsh has been a dedicated and loyal employee in the performance of his duties as a Case Supervisor Grade B; and

WHEREAS: Donald B. Marsh has shown the highest levels of integrity, trust, loyalty and competence in the performance of his duties; and

WHEREAS: Donald B. Marsh will retire on March 23, 2015; now therefore be it

RESOLVED: That the Tioga County Legislature, on its own behalf, as well as on behalf of the citizens of Tioga County, express sincere gratitude to Donald B. Marsh for his ten years of dedicated and loyal service to the Tioga County Department of Social Services and its most vulnerable citizens; and be it further

RESOLVED: That this resolution be spread upon the minutes of this meeting and a certified copy be presented to this loyal, dedicated and outstanding employee, Donald B. Marsh.

ROLL CALL VOTE

Unanimously Yes – Legislators Sauerbrey, Monell, Roberts, Standinger, Sullivan, Weston, Hollenbeck, and Huttleston.

No – None.

Absent – Legislator Case.

RESOLUTION ADOPTED UNANIMOUSLY.

Gail Barton, Deputy Commissioner of Social Services spoke. "I know Don would appreciate this recognition if he were here. I hired Don I think about 10 years ago and what a great hire he was and has been. He started as a Caseworker and then became a Senior Caseworker, and then a Grade B Supervisor. Don is like a consonant professional. He has got a great work ethic, great dedication, loyalty, and compassion. People that work with and for Don have really enjoyed their time working with and for him, and we are going to really miss him. He has been a great exemplary employee and we wish him well in his retirement."

Arrah Richards of the Employee Recognition Committee presented the Employee of the 1st Quarter 2015 to Rebecca Fetherbay. "First I want to say on behalf of the Employee Recognition Committee thank you all for your continued support of this program. It has become more and more of a success, each quarter we get more and more nominations, and I tell you the hardest problem we have is choosing the best employee out of all of them. Loretta has been with us this first quarter and so she saw how many nominations we had, and there were plenty.

"I would like to recognize Rebecca Fetherbay as Employee of the 1st Quarter. Becky began working for Tioga County Department of Social Services in November of 1998 as a Social Welfare Examiner in the FSMA Unit. In February 2006 Becky was promoted to a Senior Social Welfare Examiner of the FSMA Unit.

In January of 2009 Becky was promoted to her current position as Principle Welfare Examiner of the FSMA Unit. Becky is well respected by staff and clients. She has repeatedly shown dedication to this agency and to the people of Tioga County as a whole, often working extra hours without complaint. Becky exemplifies the core values of this agency, which stands for community, compassion, ownership, one vision, respect, responsibility, and excellence equality.

“Becky’s primary responsibilities as a Principle Welfare Examiner include supervising the FSMA Unit, delegating daily tasks, auditing SNAP and Medicaid cases, and most recently assisting in the processing of the Chronic Care Caseload. Becky is also currently serving as a CSEA Unit and Local Vice President. Becky knows the SNAP and Medicaid Programs in depth and if there is something she does not know she works diligently to find the answer. Becky makes sure to keep her staff up to date with program changes regarding SNAP and Medicaid, and is always willing to assist with questions from her staff.

“Becky is a leader. She was central to conversion to task based processing in the FMSA Unit. Becky has worked so hard to ensure this model is effective that she has previously been invited to other counties to assist them in making the transition to task based. Becky has one daughter Alissa and son-in-law Joe Benjamin. She lives in Apalachin with her canine companions, Peanut and Max. Becky enjoys spending time with her family and is active in her church. In her spare time and when the weather allows she also enjoys outdoor activities. Congratulations Becky.”

Legislator Standinger spoke. “I would just like to say that I am very appreciative of the employees of the county here. This is a well deserved award. Thank you.”

Shawn Yetter, Commissioner of Social Services spoke. “I will not repeat everything that was in Becky’s resolution because it certainly all is accurate and important. She is an exemplary employee for the Department and incredibly committed to the Department and the people that we serve. She is one of those folks that will put in all the extra time it takes to get the job done and she really has the vision of the organization at heart when she is knee deep in work at her desk making sure that people’s benefits are being processed in a timely fashion so that they can get the things that they deserve and the things that they need in order to survive, and to make their children survive.

“I know that Becky’s people really enjoy working for her and that is because she is respected, and that is such an important quality in a Supervisor. We have a great crew of Supervisors at the Department, one of which of course is Becky and she earns her employees respect because of the way she carries

herself. I compliment you on this award, I congratulate you, and this is extremely well deserved."

Rebecca Fetherbay spoke. "I would just like to thank the members of the Employee Recognition Committee for this award. I am just very fortunate that I work with individuals who are both dedicated and hard working. Our primary focus is helping the residents of Tioga County and I think across the Departments we work together to ensure that the needs are met. As Vice President of the CSEA Unit 8850, I would ask this Legislative body to recognize the dedication and hard work of these individuals by negotiating a fair and just contract. Thank you."

Chair Sauerbrey asked for a unanimous motion for the following two recognition resolutions, seconded unanimously and carried.

Legislator Hollenbeck read and presented the following recognition resolution to Mrs. Helen Penney.

There was a unanimous motion for the adoption of the following recognition resolution, seconded unanimously.

REFERRED TO:	LEGISLATIVE WORKSESSION
RESOLUTION NO. 55-15	<i>RECOGNITION RESOLUTION RECOGNIZING GEORGE PENNEY POSTHUMOUSLY</i>

WHEREAS: George Penney passed away on February 6, 2015; and

WHEREAS: The Tioga County Legislature would like to posthumously recognize Mr. Penney for his years of dedicated service as a Tioga County Legislator; and

WHEREAS: George was elected to the position of Tioga County Legislator on January 1, 2006 and served for three years until leaving office on December 31, 2008; and

WHEREAS: George served as Chair of the Administrative Services Committee and Personnel Committee, and also served as a member on the information Technology and Health & Human Services Committees; and

WHEREAS: George is survived by his wife, Helen; therefore be it

RESOLVED: That the Tioga County Legislature, on its own behalf, as well as on behalf of the citizens of Tioga County, express sincere gratitude and recognize George Penney posthumously for his years of dedicated service to Tioga County as a Tioga County Legislator; and be it further

RESOLVED: That this resolution be spread upon the minutes of this meeting and a certified copy be presented to the family of George Penney.

ROLL CALL VOTE

Unanimously Yes – Legislators Sauerbrey, Monell, Roberts, Standinger, Sullivan, Weston, Hollenbeck, and Huttleston.

No – None.

Absent – Legislator Case.

RESOLUTION ADOPTED UNANIMOUSLY.

"Helen Penney spoke. "I am Helen Penney, I live in Apalachin. I was the wife of George Lee Penney. He cared about the people in the community and he served his Country in the Army Air Force. Government is not a spectator sport. While he did not always agree for the results that you came up with for the immediate time, he admired your courage in solving the present problems and your vision in looking for ways to give the services needed to our County at the least possible cost. He knew most County employees do their best. Thank you for serving our County and our people, and for honoring George Lee Penney. Thank you."

Chair Sauerbrey noted the following recognition resolution posthumously for Domenico D'Angelo.

There was a unanimous motion for the adoption of the following recognition resolution, seconded unanimously.

REFERRED TO:

LEGISLATIVE WORKSESSION

RESOLUTION NO. 56-15

*RECOGNITION RESOLUTION
RECOGNIZING DOMENICO D'ANGELO
POSTHUMOUSLY*

WHEREAS: Domenico D'Angelo passed away on February 10, 2015; and

WHEREAS: The Tioga County Legislature would like to posthumously recognize Mr. D'Angelo for his years of dedicated service as a Tioga County Legislator; and

WHEREAS: Dom was elected to the position of Tioga County Legislator on January 1, 1988 and served for 11 years until leaving office on December 31, 1998; and

WHEREAS: Dom served as Chair of the Legislature from 1996 until 1997; served on the Planning, Mental Health/Alcohol & Drug, Personnel Services and Information Systems, Legislative Support and Elections, and Real Property committees; and

WHEREAS: Dom is survived by his sons, Anthony and John; therefore be it

RESOLVED: That the Tioga County Legislature, on its own behalf, as well as on behalf of the citizens of Tioga County, express sincere gratitude and recognize Domenico D'Angelo posthumously for his years of dedicated service to Tioga County as a Tioga County Legislator; and be it further

RESOLVED: That this resolution be spread upon the minutes of this meeting and a certified copy be presented to the family of Domenico D'Angelo.

ROLL CALL VOTE

Unanimously Yes – Legislators Sauerbrey, Monell, Roberts, Standinger, Sullivan, Weston, Hollenbeck, and Huttleston.

No – None.

Absent – Legislator Case.

RESOLUTION ADOPTED UNANIMOUSLY.

Chair Sauerbrey presented the State of the County Address for 2014.

“Good evening ladies and gentlemen and thank you for being here tonight as I share the State of the County which is an overview of 2014 and goals and objectives for 2015.

“I have completed my first year as Chair of the Legislature and it has been a year of learning new things and beginning each day with expectation. I have been able to work alongside staff and I have learned that we have some hardworking, dedicated employees that really care about providing quality programs and services to the community.

“As a Legislature, this year proved to be challenging and yet productive. Of course, there are always the day to day issues to address but there were two major issues that required a lot of time and examination. These two issues required that we make serious decisions about our county transportation system and choose a financial software vendor.

“The Legislature took a teamwork approach working with staff as we examined the information and made final decisions that would best benefit the public and the county operations.

“As we look at our Administrative Departments:

“In 2014 the Board of Elections saw three significant efficiencies which included: The ability for a “Full Document” image of every transaction, the consolidation of seven election districts into other districts, and a NYS grant was approved to cover the cost of one year’s extended warranty on the voting machines.

“The Tioga County Clerk’s Office implemented:

“An online search service called ESearch, which became available to the public in May 2014. This service provides access for a fee to our records without having to make the trip into the office. They also coordinated with their new program vendor Cott to load the Index books into the system making it possible to search land records back to 1791. Our friendly DMV office continues to receive the support of the public. It is important to know that when the public utilizes our offices for transactions the County is allowed to retain (12.7%) of the fee.

“The Real Property Tax Services Department continues to be a resource center for municipalities, other county departments and the general public. They are always looking for better, more efficient ways to serve the public.

“In October of last year, Tioga County Historian, Emma Sedore, hosted the Region 10 Association of Public Historians Meeting at the Town of Owego Hall.

“The Tioga County Veterans Office provides important support to our US Veterans. Last year, they collectively served over 300 veterans, family members, and agencies. They moved to new office space at the HHS building on Route 38.

Finance/Legal

“The County Treasurer reports for 2014 a sales tax collection of 5.29% for 2014. The County distributed over \$5.2 million dollars to our towns and villages. In March, we made the final bond payment for the Public Safety Building which cost \$11 million dollars. All delinquent property taxes from 2007 and 2008, which were previously protected by federal bankruptcy actions, were redeemed during the year. The Treasurers’ annual property tax auction sold 31 properties last summer generating \$106,000.

“Community College tuition billings cost \$2.4 million dollars or 11% of the county tax levy this past year. This State mandate benefited over 3,000 county residents pursuing higher education. The Treasurers’ Office received a clean audit from the independent auditors of the entire County’s financial reporting to the State Comptroller for 2013. For the second straight year, Tioga County received a very positive score from the Comptroller’s annual fiscal monitoring analysis of all municipalities.

“A new Budget Officer was hired in July 2014. She reports that: The 2015 budget was published and adopted within the State’s established deadlines. The budget presented some fiscal challenges that included employee contract raises, escalating health insurance costs, and inflationary increases for several service contracts. Some of the changes that helped to offset a growing budget gap were the elimination of the Public Transit System, reduction of staff, and decreases in NYS retirement and workers’ compensation premiums. In addition, most County departments maintained a zero base budget from the prior year.

“For the last 3 consecutive years, Tioga County has stayed well below the allowable 2% property tax cap. This was just one criteria needed for Tioga County residents to qualify for the newly implemented tax freeze rebates. Tioga County has been able to reduce its workforce, cut over \$2.5 million dollars in costs, minimize the impact of dwindling State and Federal revenue and continue to invest in needed capital assets and infrastructure, all while staying under the State imposed cap and continuing cost effective services to the residents. This has been achieved by conservative spending, contributing surplus towards needed savings, and appropriating additional fund balance to absorb deficit gaps.

“These efforts have run their course and will strangle the County’s financial condition in the very near future, unless we as a County can create our own opportunities and wealth. Additional grant awards, business growth that produces jobs and additional sales tax revenue, efficiency planning with possible consolidation of services, and real mandated relief will need to be the stabilizing financial influences.

"The Tioga County Law Department was involved in several large and diverse projects during the year including the resolution of the outstanding flood claim for damages to 56 Main Street with NYMIR making the final payment to the County. After years of negotiating with FEMA, our flooded documents were sent to a vendor for restoration. This was a long involved process that had gone on since 2011. We are happy to say this is very close to being completed.

"The Law Department sought and obtained a grant to fund the Tioga County Office of Assigned Counsel. The Assigned Counsel Administrator, appointed in December of 2014, will seek funding and administer grants to improve legal services for Tioga County's indigent population. Tioga County received more than \$55,000 in grants for indigent legal services.

"The Law Department oversaw the bid process and contract negotiations for the Financial Management and Accounting System Project.

"Safety for employees and the public are our utmost concern and we continue to provide safety programs and trainings to improve the County's compliance with Federal, State, and County safety requirements through the year. We secured Public access to the Ronald E. Dougherty County Office Building by restricting entrances and adjusting opening and closing hours of the building, along with other safety measures and procedures.

"Tioga County was presented with the New York Municipal Insurance Reciprocal (NYMIR) Risk Management Safety Award given annually in recognition of a member municipality's commitment to sound risk management, safety, and training efforts. Tioga County stood out among the 832 counties, cities, towns and villages.

"The Tioga County Coroner reported 85 cases were handled by their office; almost all cases are assigned through the 911 call center.

"District Attorney Kirk Martin took office last January and he was off to a busy start. Last fall the third murder trial for Cal Harris was moved to a new venue in Schoharie County. The trial is currently underway and is expected to last 6 to 8 weeks. The DA successfully prosecuted a number of cases that generated media attention relating to Grand Larceny and Manslaughter in the First Degree with other cases pending.

"Health and Human Services

"During 2014, the Department of Social Services continued to provide critical services to the communities that we serve such as: They completed their first full year of Family Assessment Response (FAR) focusing on child safety while improving our ability to engage families in identifying strengths and needs. They

significantly drove down Foster Care costs by more aggressively focusing on level of care and strengthening access to preventive programs. Through the Summer Youth Employment Program, 41 youth across the County learned new job skills, earned income, and explored career interests. Tioga County was one of only a few Counties across the State that successfully reduced our Cash Assistance caseload through our employment activities and Tioga Works programming. We continue to work with the State in their takeover of the administration of the Medicaid program, targeted for completion in 2018.

“The termination of our Public Transportation System occurred in November of 2014 due to changes at the State level in how Medicaid transportation is brokered.

“Our Mental Health Clinic continues to offer a comprehensive care for citizens of Tioga County who have needs related to Mental Health, Substance Abuse, and/or Developmental Disabilities. Services continued to be challenged due to ongoing changes in the Behavioral Health Care System and funding at the Federal, State, and Local levels. In the past three years they have reduced department staff by 16, and reduced department expenses by close to \$700,000.

“The Public Health Department was awarded a competitive grant from the New York State Department of Health which provides trained staff to visit homes and apartments to help identify health and safety issues. They developed and implemented a public Automated External Defibrillator (AED) program. Developed and administered an Opioid Overdose Prevention Program. Thanks to the Floyd Hooker Foundation, the Tioga County Dental Health Program received a grant for a Fluoride Varnish Program which provided dental sealants for 850 students.

“Through increased performance and efficiency, the rabies program has increased the number of animals vaccinated by the Tioga County Health Department to 1,200 animals in 2014. A modification of Rabies Order 599 by the Tioga County Board of Health will allow unrestricted public contact of exhibited mammals. However, to continue protections to the public the revised order will require all exhibited animals to be vaccinated for the rabies virus prior to public contact. We hope this modification will support and promote agriculture and agri-tourism in Tioga County.

“The Tioga County Health Department completed the closure of its Certified Home Health Agency (CHHA) reducing total staff by 10 members. As the agency was phased out, staff assisted patients to ensure a smooth transfer of care to the appropriate provider. The announcement of the closure is a reflection of the transformation of public health.

“The County’s Information Technology Department had a busy year providing services throughout the County. These include: Installing a flexible new County phone system that will save over \$40,000 per year in ongoing costs. Installing advanced conferencing tools in all buildings to facilitate more efficient communication. Placing new tools, such as tablet computers, in the hands of Legislators and department heads to make the County’s operations run smoother.

“Performing significant upgrades of the “back end” computer infrastructure of the County on many fronts, resulting in cost savings going forward. Shifted most of the County’s service and maintenance from single year contracts to multi-year contracts which result in reduced cost.

“The County’s GIS Department continued the process of leveraging the GIS tools to enhance the information available to different departments and agencies of the County such as: Assisting the local fire departments with mapping of water resources through the County. Assisting Public Works Department with sign inventory and reflectivity analysis required by the State. Helping the Soil and Water Conservation District accurately inventory County wetlands and stream management projects and more.

“2014 has seen two major projects begin for the Records Management Office of the County. The first is the construction of a new central records facility at the Health and Human Services building on Route 38. The second project is flood-related; recovery of flood-damaged documents. Both projects will be totally completed this year.

“As always, the Legislative Office provides critical support to the Legislature. The success of the Legislature depends largely on their attention to detail and follow through.

“A major accomplishment for the year was made in late fall when an agreement was made by the Legislature to purchase a much needed Financial Management Accounting System (FMAS) and we entered into a contract with Tyler Technologies. The Legislative Clerk and Deputy Legislative Clerk were appointed Project Manager and Deputy Project Manager for the Project. The process is well underway and it is an 18-month implementation process and will be done in two phases; financial being the first phase, and payroll the second phase. This is a much needed, highly intense process that will lead to greater efficiencies and real time data for the County.

“The Personnel Department primarily involves civil service administration, fringe benefits administration, and labor relations matters. They are mandated

to provide Civil Service administration to all County Departments as well as the Towns (9), Villages (6), Schools (5) and Special Districts (2) within Tioga County. The Personnel Department also administers the Tioga County Self-Insured Workers' Compensation Plan, in which all towns and villages participate as well as the County.

"Tioga County offers creditable health insurance to retirees, which is Medicare Part D Reimbursement from the Federal government; in 2014, the 2012 reimbursement of \$97,000 was received. With agreement from retirees, 190 County retirees & spouses of retirees age 65 & over were changed to a Medicare Supplemental Plan as of January 2014, saving the County almost \$1 million dollars in health insurance premiums in 2014. The bulk of Tioga County's 345 full-time employees are represented by three labor unions. During 2014, negotiations with two of those unions for collective bargaining agreements took place and are on-going.

"Public Safety

"For the Sheriff's office, appropriations finished the year under budget. Revenues finished at over \$750,000 which exceeded our revenue budget projection by 15%. The Corrections Division, along with the E911 Center and Civil Office, showed slight increases in activity during the year. The Law Enforcement Division showed an increase in the number of Calls for Service they handled while the remainder of their measurable activity remained static. The E911 Center and Road Patrol Division worked the majority of the year with staff shortages.

"Stop DWI operational costs came in 15% under budget. Revenue from fines collected were 15.5% lower than the 2014 budget projection.

"The Tioga County Probation Department works with 15 Justice Courts, Family, County, and Surrogate Courts in the County. With a small staff of 11 sworn Officers, the Department completed over 255 investigations during 2014. In addition to investigations, the Department supervised 363 defendants/respondents sentenced or placed on probation.

"For over 20 years, Tioga County has been involved with Alternative to Incarceration programming. Probation runs two programs: Pretrial Release, which saved the County over \$120,000 in jail costs and Community Service, which provided the County with over 5,000 working hours last year. These hours, at minimum wage, would have cost over \$45,000 in wages.

"2014 was a difficult year in Tioga County due to the rampant use of illegally obtained opiates and heroin among 20 to 40 year olds. This year was difficult when three young (20s) probationers lost their lives due to drug/heroin

overdoses. It was a graphic reminder that this small county agency is working with defendants who are involved in life threatening addictions.

“The Bureau of Fire and EMS Services data in Tioga County shows that total calls for service were down slightly from the past year with a little more than a 3% reduction over the previous year. Securing volunteers for firefighters and EMS providers is becoming a challenge for some County Departments.

“The Emergency Management Office hired a new Deputy Director who is refining the Human Needs portion of the County Emergency Plan. They updated the County Continuity of Operations Plan (COOP) and worked with County Departments and Local Partners to submit for a New State Grant for emergency power for gas distributors.

“The County held three Governors Tier 3 trainings for Emergency Preparedness for Local Governments and sponsored emergency preparedness training for County residents supplied by the National Guard. The EMO Office worked with WSKG to install an emergency video link to be used for County Emergencies.

“The Department of Public Works Highway Division: Installed culvert pipes and installed detours across the county. The Buildings & Grounds Division: Remodeled the District Attorney's Office. Constructed new records storage area at A-frame building. Painted the interior of the Ronald E. Dougherty County Office Building.

“Capital projects included: Reconstructed 800 ft. of Corporate Drive for heavy truck traffic. Completed \$2 million dollar Energy performance contract. Completed \$1 million dollar flood mitigation project at 3 County buildings. Reconstructed the Allyn Rd., Catatunk Hill Rd., Penn. Ave., and West Creek Rd. bridges.

“Regarding Materials Recovery, in 2014, both recycling tonnages and recycling revenues increased. We completed our seventh year of our Tire Program in which more than 700 tons of tires have been cleaned up and properly disposed of within Tioga County since the inception of this program. We received over \$52,000 in grant funds for equipment to assist the Department of Public Works during emergency efforts.

“In 2014, the Economic Development and Planning Department worked to bring new business and keep our existing businesses in Tioga County. Tioga County received Consolidated Funding Application awards in the amount of \$662,960 in 2014 an increase from previous years. These funds will benefit two Tioga County businesses with facility expansions and also the Tioga County Local

Development Corporation toward the construction of a Visitors and Education Center.

"The Department completed a New York Main Street Revitalization grant for the Village of Nichols in 2014. This project resulted in 9 property owners participating with a total investment for the rehabilitation of residential and commercial buildings in the amount of over \$300,000. The Economic Development and Planning office has been working to develop the IDA owned site on Route 434 in Owego (ESite). There is a plan for the construction of a 62 unit, 55 and older housing complex. The developer of this project has signed an option for the purchase of 5 acres and is presently seeking funding for the project.

"Last year, the Legislature did something out of the ordinary in that we dedicated the County Office Building to Ronald E. Dougherty in recognition of Ron's contributions to Tioga County Government and to the community throughout the years. This was a very well attended event and at the end of the day we all felt like we had done a good thing in recognizing an outstanding individual.

"So now here we are in March of 2015 and I believe we are off to a great start.

"Our Economic Development and Planning Department continues to work to help business grow. This February they hosted an event to educate Tioga County municipalities, businesses and not-for-profits about the State programs such as the Consolidated Funding Program. These additional programs will help businesses and organizations expand, produce more jobs, and hopefully increase sales tax income to the County.

"Today the Tioga County Employment Center hosted a job fair featuring 61 businesses and every business that participated had jobs to offer the public. Over 500 people came out today looking for employment. This event was implemented through a teamwork approach through the efforts of highly motivated County employees and County organizations working together.

"Tioga County is eagerly anticipating the completion of our Agricultural and Farmland Protection Plan 2015 update this spring. Agriculture is an important part of our rural economy and quality of life and we need to keep working to support our agricultural community. Tioga County will be participating in two implementation projects: Locate a USDA inspected slaughterhouse and meat packaging facility in Tioga County; establishing a farmers' cooperative centralized food hub which would help transport goods to market by way of the railroad.

“Although we were deeply disappointed with the results of the siting committee on casinos, should Tioga Downs need more help in the effort to secure a full casino license, we will be there to support them.

“In closing...Thank you to our dedicated employees, professional staff, directors, and legislators who work together to help our government operate smoothly and efficiently. I look forward to making progress this year, and along with my fellow legislators, we expect to make good decisions and do the right thing for our Tioga County citizens.

“Our focus has been a strong team approach, with collaboration inside and outside county government and a constant focus on the things that matter most to residents – protecting taxpayers, preserving essential services and promoting economic growth.”

Shawn Lucas had privilege of the floor. “Thank you. I work for the Civil Service Employees Association Labor Union. I am a resident of Spencer and I am also the Chief Negotiator for the CSEA Negotiating Team. I am here tonight to ask you as a Legislative body to please modify your position in contract negotiations and afford your team who is coming to mediation this week the opportunity and the ability to meet with the mediator and with CSEA to enter into a fair and equitable contract.

“The Civil Service Employees represents approximately 178 employees within Tioga County, county employees. If you do not know some of the statistical information, approximately two-thirds of those 178 county employees that CSEA represents have 10 years or less service. You would think that that is a high number. In reflection, that means that you have a very large amount of turnover. That means retention is an issue. That means not only do you have the cost of training staff, but there is also a cost when staff leave in the form of unemployment benefits. There is also a gap in the skills and work expertise that people have on the job and it also means that you have in some cases for an extended period of time less people to do the same if not more amount of work.

“During 2012 to 2014 and continuing even into this year CSEA agreed to change the health plan that CSEA employees and nonunion employees are currently under. You might know it as the high deductible health plan that has the HRA account. We agreed to that in 2011 contract negotiations to be effective about midway through 2012 at the County's insistence that it would save us a significant amount of health insurance dollars and help with budgeted expenses. As you know, health insurance is a very high cost item to every employer including the County.

“Well we have saved the County a significant amount of money. The health insurance plan cost and the usage of the health reimbursement account has amounted to considerable, over hundreds of thousands of dollars of saving dollars to the County for health insurance. Yet to the best of our information that we are able to locate under the request for information, we are not seeing that those dollars were reinvested back in any kind of safe harbor in a dedicated health insurance fund. Those monies were used for other purposes. Case in point is the telephone system that the County has installed. The dollars that were saved by County employees that we represent by changing the health plan and by judicially using the new health plan, those dollars were used to pay for a phone system. They were not reinvested back into health insurance.

“We came into contract negotiations this time around requesting what we believe to be a fair and equitable raise. Given that there is an ever increasing cost for the dollars that employees have to pay out for health insurance, we took that in recognition. We felt that the wage proposal that we asked for was fair and reasonable. Unfortunately what we have been faced with is the employer’s negotiating team suggesting that we take one time bonuses, which do not grow, which do not compound, and which are less than the raises that were given to the much less in number management personnel of Tioga County.

“If you want to keep your workforce, if you want to keep people here, you have to be able to help them support their families, support themselves, continue with their educations so they can improve their skills, knowledge and experience to provide the services to the taxpayers that you have in this County, but if you continue to artificially depress their wages, if you continue to use money that otherwise should be dedicated back to the big ticket item of health insurance and spend it on other things, and then insist that employees contribute more of their dollars, you will not have a long-term workforce. You will have employees that will continue to leave and you will continue to have a hemorrhaging morale issue within the County workforce. We ask you to consider as you give instructions to your negotiating team that is coming to the table on Thursday to meet with the outside mediator, give them different guidance, give them the authority to negotiate a fair and equitable contract with us, and as a side note if you do not know, we were prepared to continue contract negotiations with the mediator in January, but the hired negotiator that the County retained was unavailable due to his vacation until just recently. Thank you.”

Charles Root had privilege of the floor. “Good evening County Legislators, my CSEA brothers and sisters, and any guests with us tonight. My name is Charles Root and I reside in Apalachin, New York and work for the Tioga County Department of Social Services. I would like to take a few minutes tonight

and discuss why we need a contract, the barriers that are prohibiting a contract, and how to get past these issues.

"In January 2015 New York State saw two increases, an increase in minimum wage and Cola or the cost of living allocation increase. The minimum wage increase went up by approximately 2.9% and the Cola went up by 1.7%, and Tioga County Union employees went up by, no excuse me, went down by at least 1.2%. While 1.2% does not seem like much, let me explain why it is. The cost of goods and services had to go up almost 4.6% to cover the Cola and minimum wage increase. Now, add the 1.2% decrease we received and our costs have now risen by at least 5.8%. These hurt us as we are forced to cut back on spending our monies that would go toward recreational activities that can benefit Tioga County and the surrounding counties, but instead spend that money on the increased costs of goods and services.

"Even with this morale degrading situation, Tioga County employees that are working without a contract continue to give 110%. We see this every day in areas such as Public Works who keep our roads and parking lots clean and free of slip and trip hazards. The Department of Social Services continues to provide heating and food benefits for those to help make ends meet while our mental health department helps those who are going through life struggles, and the Public Health Department helps keep our citizens healthy through the programs and Clinics that they offer.

"We do not do this because it pays well, we do this because we want to help people in our community and we love what we do. As we help improve their personal situation, the clients, we too must also improve our own. This can be achieved with a fair contract. My understanding is that there has only been a few meetings between the Union and the Legislative Team, and that the last few meetings the Legislative Team had to cancel at the last minute. Failing to meet and failing to negotiate with Union are two of the biggest barriers to getting a contract in place. I understand that the money has been tight and budget cuts are getting harder to achieve, but to avoid the issue in hopes that it will go away is not setting a good example and you can see this by our stand tonight.

"Our disorganized Congress follows these practices. They are unwilling to compromise with their other party, Republicans and Democrats, and it is quite difficult for the parties to find common grounds to work together. Congress has a low approval rating, do not follow in their footsteps. You are the leaders of Tioga County, show us this leadership with fairness. We are not asking for the impossible, in fact, all we want is fairness too. See, I have already pointed out some common ground. If you continue to meet regularly with the negotiation team and build off this principle, we can help each other. I know the biggest

issue facing the County is the cost of health insurance. The biggest issue facing union employees is the raise, is will my raise even negate the cost of my health insurance increase.

“In short, we are looking for a raise that gives us more net income than what we currently have, even after our health insurance increase is factored in. While I do not have an answer on how to solve that issue, I know that if you work with the union to find a solution, we can find a solution that works for both the Union and the County. Let me summarize what I have talked about tonight. We need to work together and not avoid the issue as this will never solve anything. A quote from the Bible, Mark 3:25 says, “if a house is divided against itself, that house cannot stand”. Thank you for your time tonight.”

Lisa Baker had privilege of the floor. “Good evening. Thank you for allowing us time to speak tonight. My name is Lisa Baker and I am the CSEA Unit 8850 President and I am a Probation Assistant for the Tioga County Probation Department. I have worked for the County for 11 years. My work also includes running the Pretrial Release Program and Alternatives to Incarceration. This program allows unsentenced defenders to be interviewed at the Tioga County Jail to see if they qualify to be released without having to post bail. I take this program very seriously and hold all offenders to the same standard. I work to protect the public from crime, violence, and abuse, often putting my own well-being at risk to keep residents safe. At the same time my work is also focused on changing the community through rehabilitating law offenders to rejoin society in a positive way.

“Last year through the Pretrial Release Program I screened 610 offenders, interviewed 157, and supervised 79 of those who were released into the program. You may ask the question what does this mean to the residents of Tioga County? This saved a total of 1675 jail days, totaling a savings to the County of \$135,675. This frees up space in our jail to allow our County to house board-ins, which brings revenue to this County.

“My work makes the community better. I do it not only for me and my family, but I work to help make Tioga County a better place to live for all residents. Although I am currently working without a contract, I continue to be dedicated and do my job every day to the best of my ability. Throughout this negotiations term, I have heard over and over throughout the community that some of the Legislators that are here this evening are against Union. However, I have not heard any of my members say that they are against the County. We work together as a team every day side by side. I work across the hall from a nonunion employee. She covers me when I am out of work and I cover her job when she is out of work. We never say to one another, “oh I cannot do that because I am nonunion” or she does not say to me, “I cannot do that because

you are union". We work together as a team. We are here to do the best job that we can do, to earn a paycheck for our family, to be treated fairly by everyone in the County, and to go home safe at night.

"I believe that we do deserve a fair contract just as our nonunion have received their raise. As President of CSEA Tioga County Unit 8850 I am inviting and challenging all Legislators to come to the County worksites, spend a day in our shoes, shadowing the County employees to learn what they do for the benefit of you as County residents and for the rest of all County residents. Thank you."

Teri Rosenberger had privilege of the floor. "Good evening. I am a Tioga County resident who pays taxes here and a Tioga County employee. I am a Senior Probation Officer. I have been there for 13 years and I stay because I love my job, not because of the paycheck. Primarily I work with addicts who carry mental health diagnoses. I help people change their lives and hopefully to learn to live drug free, and to know where to get help when they need it. I hold people accountable with both scheduled and unannounced home checks, which can be dangerous because you do not know what you are getting into when you pop in on somebody. We supervise both felons and misdemeanants. I am also the Drug Court Probation Officer. I work with the team in the County including the Judge, District Attorney, Public Defender's Office, and what we do is try to help addicts again, change their lives and become productive members of society.

"I interface with agencies in Tioga County and across the State because we have people in facilities throughout the State in order to help people get their needs met. I write reports, as do all of us in the Probation Department, making recommendations to the Court regarding sentences. Violations, we have to notify the Courts if somebody is not in compliance with their Court order. Sometimes we have to make recommendations to the Court to send somebody to prison. Those things are not easy decisions to make and none of that is easy because you do not want to see that happen to somebody, but those are the decisions that we have to make for the people and for the community to keep the community safe.

"I also supervise some sex offenders, which includes resident verifications and making sure that they are abiding by their rules. I need to be flexible to meet people where they are in life and to help them in their individual needs. You have to be able to approach people where they are. We are supervisors, we are Court reporters, we are social workers, that is part of what we do. Sometimes you are the parent because they do not have a parent in their life that can help them out and you end up being that person. We care about the people we supervise and about keeping the community safe, that is often times

what I have to recommend, this person needs to go to prison because it is about community safety. We have a lot of hats that we wear. Like I said I am a Tioga County resident. I pay taxes here. I deserve to have a paycheck in 2015, which is bigger than the one in 2014. Like I said I do not do my job to get rich and I am not going to get rich doing this job, but I deserve a fair contract as do all of us. Thank you."

Arrah Richards had privilege of the floor. "I live in Sayre, Pennsylvania. I am a single mother. When I bought my house I had to move to Sayre because the taxes were higher here. It was easier for me to afford, I work in New York because I like my job, I love the people. I had an opportunity to change jobs, but I decided to stay because of the people I work with. I do not stay for the paycheck, it helps, but I do not stay for the paycheck either because I do love Tioga County.

"What I do is I am a Payroll Clerk Typist and I have worked for the County for 9 years. I have been a member of the CSEA Union for four and a half years. As a Payroll Clerk Typist, my job is to ensure that employees are paid according to their contract and that they are receiving all benefits due to them. I accurately enter overtime and time off to guarantee employees are not getting overpaid or underpaid. I am required to maintain a variety of records and reports related to the payroll process as well as ensuring all essential paperwork is neatly filed within the employee's payroll folder. As part of my duties I record minutes quarterly for the Public Safety Committee.

"Recently I had taken a lead in launching our new Sheriff website. I spent countless hours talking with department heads and other employees while gathering all current information. I accomplished these things both on and off duty. I devoted much time to this, all the while making sure my normal duties were being taken care of. Currently I am attending meetings in regards to our new financial management package. I am considered a subject matter expert and will be devoting much time in gathering pertinent information, attending more meetings, and sitting in on training sessions. While attending these meetings and gathering information to help build this software, I am staying consistently on top of my normal duties.

"Although I am currently working without a contract, I continue to be dedicated and do my job every day at 110%. I would like to ask all of you to take a look around at all the local businesses for they will be posting these in their businesses because they support us just as much as we support them. I also have two other testimonies, two Dispatchers who could not be here today because they are working.

"One from Theresa Blasch. "My name is Theresa Blasch, I am a 911 Dispatcher and I have worked for the County for over four years. As a 911 Dispatcher I answer multiple phone lines, both emergency and administrative lines, dispatch one or many of the 22 fire and EMS agencies in Tioga County. In addition, I monitor County alarms, personal and medical alarms for the elderly, and primarily after hours contact point for Tioga County agencies including DSS, Dog Control, Village, Town and County highway departments, County buildings and grounds, Town water and utilities.

"Our work is highly stressful and I have personally answered calls for people giving birth, watching a child stop breathing, seized or just be ill, held hostage, robbed, assaulted, involved in accidents, and are witnessing loved ones take their final breath. I can still hear the voice and the fear in callers that I have answered in the past some years ago and I know they will be there long after I leave. I know my deputies, troopers and officers voices and know that they are stressed or experiencing things I can only imagine in my head as I am seeing what they are going through.

"I often do not know the outcome of a call that typically is very different from what I have imagined. I work at a console surrounded by six computer screens, various alarms sounding, three telephone sets, and various manuals and reference materials. When we walk into our room we are there for the shift, we are locked in. We do not get a meal break, we do not walk around the building unless retrieving warrant files from the Sergeant's Office, nor do we even see the outside. I sit at my console to eat my dinner, often answering a phone or a radio in between bites of food, usually cold, as I have attempted to reheat that meal at least twice. At our busiest times we realize we have been waiting for a break to get to the restroom for hours, but do not have the time.

"Shifts in our Division are traditional. We work shifts assigned based on seniority. I get one weekend off every six weeks, yes that is right, one weekend consisting of Saturday and Sunday off every six weeks. I work holidays, weekends, evenings, and overnights all the while missing time with my family while many other County employees are home enjoying time with their own families. I only see my husband on days off unless we are passing in the halls at work on his way home as I am just starting to work. This past year I actually had Christmas Eve and Christmas Day off, the first since I started, which was a treat for myself and my family. Turnover in our Division is high because of low pay, lack of appreciation for the job that we do, the hours that we work and the volume of work we do. Although I am currently working without a contract, I continue to be dedicated and do my job every day to the best of my ability, working extra hours as well as part-time job to support my family. I am asking for myself and on behalf of my coworkers for a contract that we can all live with."

Kevin Millar, Mayor of the Village of Owego spoke. "I am here for a couple of reasons, one of the reasons is I want to thank Mrs. Penney for attending all of the County meetings that she has attended and I am going to miss seeing her and George at a lot of meetings that we shared attendance with.

"The other thing I wanted to share with the County Legislature is a survey that has gone out that looks like it is a Village generated survey. It is not, however it is a campaign piece. The reason I bring it to the Legislature's attention is that two of the questions reference some County resources and I thought you might want to have a look at it in case people are asking about it. Thank you."

The list of audited bills was submitted and is summarized as follows:

<u>Code</u>	<u>Description</u>	<u>Equipment</u>	<u>Expense</u>
A1010	Legislative Board		262.49
A1165	District Attorney		1,161.00
A1170	Public Defender		2,132.57
A1172	Assigned Counsel		1,620.00
A1173	ILS Grant		950.40
A1185	Medical Examiners/Coroners		3,578.94
A1325	Treasurer		371.34
A1355	Assessments		3,221.38
A1410	County Clerk		169.49
A1411	Department of Motor Vehicles		29.95
A1420	Law		448.00
A1430	Personnel		2,254.90
A1450	Elections		245.60
A1460	Records Management		143.46
A1490	Public Works Administration		690.00
A1620	Buildings		59,880.23
A1621	Buildings		38,694.75
A1680	Information Technology		41,296.96
A2490	Community College Tuition		2,513.33
A2960	Education of Handicapped Children		214,661.76
A3020	Public Safety Comm E911 System		4,751.42
A3110	Sheriff	804.72	13,526.15
A3121	LE11-1038-E00 Grant Equipment	17,500.00	
A3140	Probation		6,862.19
A3146	Sex Offender Program		10,320.00
A3150	Jail		134,829.90
A3315	Special Traffic Programs		1,330.69
A3410	Fire		4,236.56
A3640	Emergency Mgmt Office		592.72

A4011	Public Health Administration	5,028.46
A4042	Rabies Control	462.05
A4044	Early Intervention	506.00
A4050	Healthy Neighborhood Program	440.00
A4064	Managed Care – Dental Services	7,480.82
A4070	Disease Control	1,148.88
A4090	Environmental Health	188.66
A4210	Alcohol and Drug Services	6,039.75
A4211	Council on Alcoholism	10,990.33
A4309	Mental Hygiene Co Admin	5,554.11
A4310	Mental Health Clinic	58,386.30
A4320	Crisis Intervention Services	20,214.75
A4321	Intensive Case Management	1,896.79
A6010	Social Services Administration	57,024.47
A6422	Economic Development	2,602.00
A7510	Historian	40.00
A8020	Planning	923.00
A9060	Health Insurance	3,642.67
SOLID WASTE FUND		184,072.11
SPECIAL GRANT FUND		869.83
LIABILITY INSURANCE FUND		5,089.97
COUNTY ROAD FUND		102,518.05
CAPITAL FUND		122,630.54
SELF-INSURANCE FUND		<u>5,530.00</u>
GRAND TOTAL		\$ 1,172,360.44

Legislator Monell made a motion to approve the minutes of February 10, 2015, seconded by Legislator Hollenbeck, and carried.

Chair Sauerbrey appointed the following staff to the Financial Management Executive Team:

Joy Bennett, Probation Director
Chris Korba, Director of Administrator Services Mental Hygiene

Chair Sauerbrey stated that all Legislative Committees met this month and the minutes are or will be on file with the Clerk of the Legislature.

Legislator Standinger moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 57-15 *RESOLUTION REAPPOINTING
KATHY ROUSH TO COMMUNITY
SERVICES BOARD*

WHEREAS: Kathy Roush's appointment to the Community Services Board will expire on March 31, 2015; and

WHEREAS: Ms. Roush has served two consecutive terms and pursuant to Local Law No. 2 of 2005, upon the recommendation of the Chair of the Community Services Board members may be appointed to more than two consecutive terms of office; and

WHEREAS: The Community Services Board has recommended Ms. Roush's reappointment; and

WHEREAS: Section Article 41.11 (d) of the Mental Hygiene Law allows counties to determine the length of term of Community Services Board members; therefore be it

RESOLVED: That Ms. Roush be reappointed to the Community Services Board, for a term starting April 1, 2015 and ending March 31, 2019.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Monell, Roberts, Standinger, Sullivan, Weston, Hollenbeck, and Huttleston.

No – None.

Absent – Legislator Case.

RESOLUTION ADOPTED.

Legislator Monell moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: LEGISLATIVE WORKSESSION

RESOLUTION NO. 58-15 *REAPPOINT MEMBER
BOARD OF ETHICS*

WHEREAS: Craig Jochum's term on the Board of Ethics is due to expire on March 31, 2015; and

WHEREAS: Mr. Jochum has agreed to serve another term on the Board of Ethics; therefore be it

RESOLVED: That Craig Jochum, Chair nomination, is hereby reappointed to the Board of Ethics for a term of April 1, 2015 through March 31, 2018.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Monell, Roberts, Standinger, Sullivan, Weston, Hollenbeck, and Huttleston.

No – None.

Absent – Legislator Case.

RESOLUTION ADOPTED.

Legislator Monell moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: LEGISLATIVE WORKSESSION

RESOLUTION NO. 59-15 APPOINT MEMBER
BOARD OF ETHICS

WHEREAS: Martha Goodsell's term on the Board of Ethics has expired; and

WHEREAS: Stuart Yetter has agreed to serve on the Board of Ethics; therefore be it

RESOLVED: That Stuart Yetter, Majority appointment, be hereby appointed to the Board of Ethics for a term of 4/1/15 through 3/31/18.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Monell, Roberts, Standinger, Sullivan, Weston, Hollenbeck, and Huttleston.

No – None.

Absent – Legislator Case.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. 60-15 RE-APPOINT MEMBER TO THE TIOGA COUNTY LOCAL DEVELOPMENT CORPORATION (TCLDC)

WHEREAS: The term of Tioga County Local Development Corporation member Abbey Hendrickson expires as of March 31, 2015; and

WHEREAS: Abbey Hendrickson has expressed a desire for another term; therefore be it

RESOLVED: That the Tioga County Legislature hereby re-appoints Abbey Hendrickson for another three-year term of 4/1/15 – 3/31/18.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Monell, Roberts, Standinger, Sullivan, Weston, Hollenbeck, and Huttleston.

No – None.

Absent – Legislator Case.

RESOLUTION ADOPTED.

Legislator Monell moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. 61-15 RE-APPOINT MEMBER TO THE TIOGA COUNTY LOCAL DEVELOPMENT CORPORATION (TCLDC)

WHEREAS: The term of Tioga County Local Development Corporation member Eva Mae Musgrave expires as of March 31, 2015; and

WHEREAS: Eva Mae Musgrave has expressed a desire for another term; therefore be it

RESOLVED: That the Tioga County Legislature hereby re-appoints Eva Mae Musgrave for another three-year term of 4/1/15 – 3/31/18.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Monell, Roberts, Standinger, Sullivan, Weston, Hollenbeck, and Huttleston.

No – None.

Absent – Legislator Case.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. 62-15 RE-APPOINT MEMBER TO THE TIOGA COUNTY LOCAL DEVELOPMENT CORPORATION (TCLDC)

WHEREAS: The term of Tioga County Local Development Corporation member Beth Johnson expires as of March 31, 2015; and

WHEREAS: Beth Johnson has expressed a desire for another term; therefore be it

RESOLVED: That the Tioga County Legislature hereby re-appoints Beth Johnson for another three-year term of 4/1/15 – 3/31/18.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Monell, Roberts, Standinger, Sullivan, Weston, Hollenbeck, and Huttleston.

No – None.

Absent – Legislator Case.

RESOLUTION ADOPTED.

Legislator Standinger moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 63-15 *RESOLUTION REAPPOINTING
MEMBER TO COMMUNITY
SERVICES BOARD*

WHEREAS: Tracey Briggs's appointment to the Community Services Board will expire on March 31, 2015; and

WHEREAS: The Community Services Board has recommended Tracey's reappointment; and

WHEREAS: Section Article 41.11 (d) of the Mental Hygiene Law allows counties to determine the length of term of Community Services Board members; therefore be it

RESOLVED: That Tracey Briggs be reappointed to the Community Services Board, for term starting April 1, 2015 and ending March 31, 2019.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Monell, Roberts, Standinger, Sullivan, Weston, Hollenbeck, and Huttleston.

No – None.

Absent – Legislator Case.

RESOLUTION ADOPTED.

Legislator Standinger moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 64-15 *RESOLUTION REAPPOINTING
MEMBER TO COMMUNITY
SERVICES BOARD*

WHEREAS: Barbara Newcomb's appointment to the Community Services Board will expire on March 31, 2015; and

WHEREAS: The Community Services Board has recommended Barbara's reappointment; and

WHEREAS: Section Article 41.11 (d) of the Mental Hygiene Law allows counties to determine the length of term of Community Services Board members; therefore be it

RESOLVED: That Barbara Newcomb be reappointed to the Community Services Board, for term starting April 1, 2015 and ending March 31, 2019.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Monell, Roberts, Standinger, Sullivan, Weston, Hollenbeck, and Huttleston.

No – None.

Absent – Legislator Case.

RESOLUTION ADOPTED.

Legislator Sullivan moved for the adoption of the following resolution, seconded by Legislator Weston.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 65-15 *RESOLUTION REAPPOINTING
MEMBER TO COMMUNITY
SERVICES BOARD*

WHEREAS: William Standinger, III's appointment to the Community Services Board will expire on March 31, 2015; and

WHEREAS: The Community Services Board has recommended William's reappointment; and

WHEREAS: Section Article 41.11 (d) of the Mental Hygiene Law allows counties to determine the length of term of Community Services Board members; therefore be it

RESOLVED: That William Standinger, III be reappointed to the Community Services Board, for term starting April 1, 2015 and ending March 31, 2019.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Monell, Roberts, Standinger, Sullivan, Weston, Hollenbeck, and Huttleston.

No – None.

Absent – Legislator Case.

RESOLUTION ADOPTED.

Legislator Weston moved for the adoption of the following resolution, seconded by Legislator Roberts.

REFERRED TO:

PUBLIC SAFETY COMMITTEE

RESOLUTION NO. 66-15

*APPOINT MEMBERS ALTERNATIVES TO
INCARCERATION ADVISORY BOARD*

RESOLVED: That the following members be appointed to the Alternatives to Incarceration Advisory Board for the following terms:

	TERM
Ex-Offender	4/1/15-3/31/16
Crime Victim	4/1/15-3/31/16
State Certified Provider of Alcohol and/or Substance Abuse Treatment	4/1/15-3/31/16

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Monell, Roberts, Standinger, Sullivan, Weston, Hollenbeck, and Huttleston.

No – None.

Absent – Legislator Case.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Roberts.

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. 67-15 *APPOINT MEMBER TO THE
TIOGA COUNTY PLANNING
BOARD*

WHEREAS: Patty Porter, who served as an at-large alternate on the Tioga County Planning Board, had to resign from the both the Town of Nichols Planning Board and the Tioga County Planning Board in January 2015 due to her no longer being a resident of the Town of Nichols or Tioga County; and

WHEREAS: The Tioga County Planning Board has found James Tornatore of the Village of Newark Valley willing and able to fulfill the unexpired term of Patty Porter; and

RESOLVED: That the Tioga County Legislature appoint James Tornatore to the Tioga County Planning Board, to fulfill Patty Porter's unexpired 3-year term of 1/1/14 – 12/31/16.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Monell, Roberts, Standinger, Sullivan, Weston, Hollenbeck, and Huttleston.

No – None.

Absent – Legislator Case.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: ED&P LEGISLATIVE COMMITTEE

RESOLUTION NO. 68-15 *APPOINT MEMBER TO THE SUSQUEHANNA
HERITAGE AREA COMMISSION*

WHEREAS: Per resolution 70-12, the Tioga County Legislature authorized membership into the Susquehanna Heritage Area (SHA) Commission and Advisory Board via a GML Article 5-G intermunicipal agreement; and

WHEREAS: Since that time all five required municipalities (Broome County, Tioga County, City of Binghamton, Village of Johnson City, Village of Endicott) have made such authorization and signed the Susquehanna Heritage Area (SHA) Commission intermunicipal amended agreement that broadened the geographic scope of the SHA from the 5 original municipalities to all of Broome and Tioga counties, meaning that all municipalities within Broome and Tioga counties *can* become SHA Commission members; and

WHEREAS: During said intermunicipal agreement amendment process conducted in 2012, all municipal attorneys involved expressed concern that the SHA Commission membership was too large and this would inhibit the organization to conduct necessary business; and

WHEREAS: As a result, the Susquehanna Heritage Area Commission approved an amended intermunicipal agreement that reduces the SHA Commission membership from two (2) to one (1) municipal representative and one (1) Advisory Board representative per municipality, to be appointed by their governing bodies, effective January 1, 2014; and

WHEREAS: Currently Michael Roberts, Tioga County Legislator, and Rebecca Maffei, Tioga County Tourism Office Director, have been serving as the two (2) SHA Commission members; therefore be it

RESOLVED: That the Economic Development and Planning Committee hereby recommends a designee as the Tioga County member on the Susquehanna Heritage Area Commission for the Term of Office of the County Legislature Chair who appoints said person.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Monell, Roberts, Standinger, Sullivan, Weston, Hollenbeck, and Huttleston.

No – None.

Absent – Legislator Case.

RESOLUTION ADOPTED.

Legislator Huttleston moved for the adoption of the following resolution, seconded by Legislator Roberts.

REFERRED TO: ADMINISTRATIVE SERVICES COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 69-15 *AUTHORIZE INCREASE IN ADMINISTERING
MORTGAGE TAX BY
THE TIOGA COUNTY CLERK AS APPROVED BY NEW
YORK STATE DEPARTMENT OF TAXATION AND
FINANCE*

WHEREAS: Section 262 (Article 11) of the New York State Tax Law mandates that recording officers are entitled to receive for the county all necessary expenses for the purpose of administration of the mortgage tax in their office and approved allowance by the New York State Department of Taxation and Finance; and

WHEREAS: The Tioga County Clerk has requested proper compensation that are reasonable and necessary allowances to cover county expenditures for collection, disbursements of the mortgage tax; and

WHEREAS: The Tioga County Clerk's Office has submitted to the New York State Department of Taxation and Finance a mortgage expense request of \$108,882.00 per year; and

WHEREAS: The Tioga County Clerk has been authorized by New York State Department of Taxation and Finance to increase the mortgage expense to be \$108,882.00 for the period of April 2015 – April 2016; be it therefore

RESOLVED: That the County Clerk be authorized to collect or withhold from its disbursements \$9,073.50 for the months of April 2015 through month of April 2016, for a total annum amount of \$108,882.00.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Monell, Roberts, Standinger, Sullivan, Weston, Hollenbeck, and Huttleston.

No – None.

Absent – Legislator Case.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Roberts.

REFERRED TO: FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 70-15 *HOME RULE REQUEST IN SUPPORT OF S3283/
A5481: EXTENDING THE CURRENT AND
IMPOSING ADDITIONAL SALES AND
COMPENSATING USE TAXES BY THE COUNTY
OF TIOGA*

WHEREAS: The continuation of previously authorized additional sources of revenue is required to enable counties, such as Tioga County to meet the ever-increasing costs of delivering essential governmental services to their citizens without undue reliance on local property taxes; and

WHEREAS: State Legislative authority is needed to extend the current sales and compensating use taxes for the County of Tioga at the same level and upon the same terms and conditions as now currently exist; now therefore be it

RESOLVED: That the Tioga County Legislature hereby requests the enactment of Senate bill number S3283 and Assembly bill number A5481 entitled "An Act to Amend the Tax Law in relation to extending the authorization of the County of Tioga to impose an additional one percent of sales and compensating use taxes".

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Monell, Roberts, Standinger, Sullivan, Weston, Hollenbeck, and Huttleston.

No – None.

Absent – Legislator Case.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: PUBLIC WORKS COMMITTEE

RESOLUTION NO. 71-15 *FILING OF AN APPLICATION FOR STATE ASSISTANCE FROM THE HOUSEHOLD HAZARDOUS WASTE (HHW) STATE ASSISTANCE PROGRAM AND SIGNING OF THE ASSOCIATED STATE MASTER GRANT CONTRACT, UNDER THE APPROPRIATE LAWS OF NEW YORK STATE*

WHEREAS: The State of New York provides financial aid for household hazardous waste programs; and

WHEREAS: Tioga County, herein called the MUNICIPALITY, has examined and duly considered the applicable laws of the State of New York and the MUNICIPALITY deems it to be in the public interest and benefit to file an application under these laws; and

WHEREAS: It is necessary that a Contract by and between THE PEOPLE OF THE STATE OF NEW YORK, herein called the STATE, and the MUNICIPALITY be executed for such STATE Aid; now therefore be it

RESOLVED BY THE TIOGA COUNTY LEGISLATURE:

1. That the filing of an application in the form required by the State of New York in conformity with the applicable laws of the State of New York including all understanding and assurances contained in said application is hereby authorized.
2. That Tioga County's Legislative Chair, or his/her designee is directed and authorized as the official representative of the MUNICIPALITY to act in connection with the application, to sign the resulting contract if said application is approved by the State; and to provide such additional information as may be required.
3. That the MUNICIPALITY agrees that it will fund the entire cost of said household hazardous waste program and will be reimbursed by the State for the State share of such costs as indicated in the contract.

4. That two (2) Certified Copies of this Resolution be prepared and sent to the New York State Department Environmental Conservation together with a complete application.
5. That this resolution shall take effect immediately.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Monell, Roberts, Standinger, Sullivan, Weston, Hollenbeck, and Huttleston.

No – None.

Absent – Legislator Case.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: PUBLIC WORKS COMMITTEE

RESOLUTION NO. 72-15 *INTER-MUNICIPAL AGREEMENT
HAZARDOUS WASTE*

WHEREAS: Tioga County has had a contract and inter-municipal agreement for the disposal of hazardous waste with Broome County over the last fifteen years; and

WHEREAS: Broome County has developed a proposal plus an inter-municipal agreement allowing Tioga County to utilize Broome County's Hazardous Waste Facility for the year 2015; therefore be it

RESOLVED: That the Tioga County Legislature authorizes and directs the Chair or their designee to renew the contract and inter-municipal agreement for the disposal of hazardous waste with Broome County for the year 2015.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Monell, Roberts, Standinger, Sullivan, Weston, Hollenbeck, and Huttleston.

No – None.

Absent – Legislator Case.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: PUBLIC WORKS

RESOLUTION NO. 73-15

*APPROVE INSPECTION SERVICES FOR
TIOGA CO. BRIDGE PREVENTATIVE
MAINTENANCE PROGRAM PROJECT
PIN 9753.83*

WHEREAS: The Preventative Maintenance Bridge Program has been placed on the FHWA Program and will have several phases; and

WHEREAS: McFarland Johnson, Binghamton, NY did the design for Phase I for this bridge project; and

WHEREAS: This Project is funded as follows:

Federal:	80%
State:	15%
Local:	5%

and

WHEREAS: The Commissioner of Public Works received a proposal for the inspection services for the Tioga County Bridge Preventative Maintenance Program in the amount of \$28,218 from McFarland Johnson, Binghamton, NY; and

WHEREAS: NYSDOT requires an inspector to be on the job at all times; therefore be it

RESOLVED: That the Tioga County Legislature award the inspection services contract to McFarland Johnson, Binghamton, NY not to exceed \$28,218 and to be paid out of the Maintenance, Roads and Bridges Account D5110.40 use code 50.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Monell, Roberts, Standing, Sullivan, Weston, Hollenbeck, and Huttleston.

No – None.

Absent – Legislator Case.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: PUBLIC WORKS

RESOLUTION NO. 74 -15 *AWARD INSPECTION SERVICES CONTRACT
MCFARLAND – JOHNSON ENGINEERS FOR
INSPECTION SERVICES OF THE ELLIS CREEK RD
BRIDGES OVER ELLIS CREEK
(BIN: 3334900 & BIN: 3334880)*

WHEREAS: Tioga County bonded for a program for rehabilitation of various bridges within the County; and

WHEREAS: Funds are available for the Inspection of these bridges as part of the Bond Issue; and

WHEREAS: The Ellis Creek Rd. Bridges over Ellis Creek (BIN: 3334900 & BIN: 3334880) are two of the bridges in the program; and

WHEREAS: McFarland Johnson did the design phase for these bridges; and

WHEREAS: The Commissioner of Public Works received a proposal for the inspections services for the Ellis Creek Rd. Bridges BIN: 3334900 & BIN: 3334880 in the amount of \$185,860; therefore be it

RESOLVED: That the Tioga County Legislature award the inspection services contract to McFarland-Johnson Engineers, Binghamton, NY 13901 in the amount of \$186,860 to be split out and paid as follows:

Ellis Creek Rd. Bridge Account H2014.01	BIN: 3334880	\$93,430
Ellis Creek Rd. Bridge Account H2013.06	BIN: 3334900	\$93,430

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Monell, Roberts, Standinger, Sullivan, Weston, Hollenbeck, and Huttleston.

No – None.

Absent – Legislator Case.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: PUBLIC WORKS

RESOLUTION NO. 75-15 APPROVE CHANGE ORDERS
 NELCORP ELECTRIC FOR
 FLOOD MITIGATION PROJECT
 COURT HOUSE
 COURT ANNEX/CLERKS

WHEREAS: Nelcorp Electric was the electrical contractor for the Flood Mitigation Project at the Court House & Court Annex/Clerks Building; and

WHEREAS: A couple of change orders were submitted for the following:

Relocation of Meter Box Required by NYSEG	\$ 8,930.00
NYSEG Overtime Fees to Disconnect & Reconnect Power	<u>\$ 4,120.54</u>
Total	\$13,505.54

Therefore be it

RESOLVED: That the Tioga County Legislature authorize additional funds be appropriated for these change orders not to exceed \$13,505.54 to be paid out of the Tropical Storm Lee Disaster account H1624.20-401.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Monell, Roberts, Standinger, Sullivan, Weston, Hollenbeck, and Huttleston.

No – None.

Absent – Legislator Case.

RESOLUTION ADOPTED.

Legislator Sullivan moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: ED&P LEGISLATIVE COMMITTEE

RESOLUTION NO. 76-15 RESOLUTION OPPOSING PART W OF GOVERNOR'S
 PROPOSED 2015 BUDGET

WHEREAS: Governor Cuomo has submitted a budget for New York State for 2015 for the Legislature's consideration; and

WHEREAS: Part W of this budget severely restricts the ability of Industrial Development Agencies to respond to the needs of businesses by removing home rule decisions and placing certain incentive decisions with the Regional Economic Development Council and Empire State Development; and

WHEREAS: Part W of this budget also grants the Authorities Budget Office greater power over local Industrial Development Agencies, inhibits County's ability to build industry clusters, and significantly slows Industrial Development Agencies ability to respond to "at the speed of business"; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the Chair to send a letter in opposition to Part W of the proposed 2015 New York State Budget; and be it further

RESOLVED: That this letter should be sent to Assembly Minority Leader Brian Kolb and Senator Thomas Libous with copies to:

Senate Majority Leader Dean Skelos
NYS Senate
Room 330 Capitol
Albany, NY 12247

Senator Thomas Omara
NYS Senate
Room 848 LOB
Albany, NY 12247

Senator James Seward
NYS Senate
Room 430
Albany, NY 12247

Honorable Donna Lupardo
NYS Assembly
Room 626 LOB
Albany, NY 12248

Honorable Christopher Friend
NYS Assembly
Room 938 LOB
Albany, NY 12248

Mr. Howard Zemsky
President & CEO
Empire State Development Corporation
633 Third Avenue, 36th Floor
New York, NY 10017

Mr. Brian McMahon
Executive Director
NYS Economic Development Council
111 Washington Avenue
Albany, NY 12210

Ms. Ruth Fiato
Executive Administrator
Tioga County Industrial Development Agency
56 Main Street
Owego, NY 13827

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Monell, Roberts, Standinger, Sullivan, Weston, Hollenbeck, and Huttleston.

No – None.

Absent – Legislator Case.

RESOLUTION ADOPTED.

Legislator Huttleston moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: ADMINISTRATIVE SERVICES COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 77–15 REAPPOINTMENT OF COUNTY HISTORIAN

WHEREAS: Emma Sedore was first appointed Tioga County Historian on November 13, 2001; and

WHEREAS: She is a dedicated Historian; and

WHEREAS: Her term is set to expire March 31, 2015; therefore be it

RESOLVED: That Emma Sedore of Owego, New York, is hereby reappointed County Historian for a two-year term from April 1, 2015 until March 31, 2017.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Monell, Roberts, Standinger, Sullivan, Weston, Hollenbeck, and Huttleston.

No – None.

Absent – Legislator Case.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO:

LEGISLATIVE WORKSESSION
FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 80-15

*AMEND RESOLUTION #53-15;
EXTEND TEMPORARY POSITION
(LEGISLATIVE OFFICE)*

WHEREAS: Resolution #31-15 authorized a full-time temporary Account Clerk/Typist position in the Legislative Office through February 20, 2015 and Resolution 53-15 extended this duration through March 20, 2015; and

WHEREAS: There is a need to again extend the duration of this temporary position due to another employee's inability to return to work on a full-time basis; therefore be it

RESOLVED: That Resolution #53-15 is hereby amended to allow the temporary Account Clerk/Typist position in the Legislative Office to continue through May 1, 2015; and be it further

RESOLVED: That the temporary Account Clerk/Typist position is authorized for up to 35 hours per week.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Monell, Roberts, Standinger, Sullivan, Weston, Hollenbeck, and Huttleston.

No – None.

Absent – Legislator Case.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: PUBLIC WORKS
PERSONNEL

RESOLUTION NO. 81 -15 *CREATE AND FILL HIGHWAY WORKER
(SEASONAL) POSITION
PUBLIC WORKS*

WHEREAS: There will be a need for the Highway Department to employ one seasonal Highway Worker (Seasonal) for 2015; and

WHEREAS: The Commissioner of Public Works has budgeted money to cover expenditures of such employment; therefore be it

RESOLVED: That the Commissioner is hereby authorized to create one (1) temporary full-time Highway Worker (Seasonal) position effective April 6, 2015 through November 25, 2015 at an hourly rate of \$9.70, however no more than 1248 hours may be worked April 6, 2015 – October 13, 2015.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Monell, Roberts, Standinger, Sullivan, Weston, Hollenbeck, and Huttleston.

No – None.

Absent – Legislator Case.

RESOLUTION ADOPTED.

Legislator Monell moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: PERSONNEL COMMITTEE
LEGISLATIVE WORKSESSION

RESOLUTION NO. 82-15 *ABOLISH UNFUNDED VACANT POSITIONS
(VARIOUS DEPARTMENTS)*

WHEREAS: Several Departments have unfunded vacant positions included in their 2015 headcounts; and

WHEREAS: Some of these departments do not foresee a need to fill these positions in the future and are agreeable to having the positions abolished and removed from their headcount; therefore be it

RESOLVED: That the following unfunded vacant positions are abolished effective immediately:

Department of Social Services:

Support Investigator

Mental Hygiene:

Account Clerk/Typist

Administrative Accounting Supervisor

Senior Clinical Social Worker

Social Work Assistant II

Supervising Clinical Social Worker

Sheriff's Office:

Clerk (PT) – 2 positions

and be it further

RESOLVED: That said abolished positions will result in the following authorized headcount figures by department for 2015:

Department of Social Services:

Full-time: From 90 to 89

Mental Hygiene:

Full-time: From 38 to 33

Sheriff's Office:

Part-time: From 20 to 18

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Monell, Roberts, Standinger, Sullivan, Weston, Hollenbeck, and Huttleston.

No – None.

Absent – Legislator Case.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: FINANCE/LEGAL & SAFETY COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 83-15 *AUTHORIZE INCREASE IN HOURS, AUTHORIZE
SALARY UPON PROMOTION AND ABOLISH
VACANT POSITION*

WHEREAS: The Part-time 2nd Assistant County Attorney position has been vacant and unfunded since August 2010 when the previous incumbent was appointed County Attorney and continued doing the work of the 2nd Assistant as well; and

WHEREAS: There is a desire on the part of the Legislature to reduce the number of unfunded vacancies being tracked; and

WHEREAS: Both the County Attorney and Commissioner of Social Services are interested in increasing the hours of the 2nd Assistant County Attorney position to full-time with an annual non-union salary hiring range of \$57,822-\$67,822 and promoting the 3rd Assistant County Attorney into the full-time 2nd Assistant position; and

WHEREAS: Upon such promotion, the vacant 3rd Assistant County Attorney position could be abolished, creating a more logical chain of command; therefore be it

RESOLVED: That the position of 2nd Assistant County Attorney is increased in hours from part-time to full-time with an annual non-union salary hiring range of \$57,822-\$67,822; and be it further

RESOLVED: That John Van Wert shall be promoted from 3rd Assistant County Attorney to 2nd Assistant County Attorney with an annual salary increase of \$7,300 effective March 16, 2015; and be it further

RESOLVED: That the vacant 3rd Assistant County Attorney position is abolished effective March 16, 2015; and be it further

RESOLVED: That the Law Department's 2015 authorized part-time headcount shall change from 1 to 0.

Legislator Monell moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: LEGISLATIVE WORKSESSION
PERSONNEL COMMITTEE

RESOLUTION NO. 85-15 STANDARD WORK DAY AND
REPORTING RESOLUTION

WHEREAS: The New York State Retirement System created new reporting regulations in 2009 that require establishment of terms and work hours for elected and appointed officials and a resolution stating such at the onset of each term; therefore be it

RESOLVED: That the County of Tioga hereby establishes the following as standard work days for elected and appointed officials, and will report the following days worked to the New York State and Local Employees' Retirement System based on the record of activities maintained and submitted by the following officials to the Clerk of this body;

Title	Name	Standard Work Day (Hrs/day)	Term Begins/Ends	Participates in Employer's Time Keeping System (Y/N)	Days/Month (based on Record of Activities)
Appointed Officials					
Budget Officer (PT)	Rita Hollenbeck*	7	7/28/14-12/31/15	N	10.74
Account Clerk-Typist (PT)	Debora Stubecki	6	8/25/14-12/31/15	N	9.88

*Rita Hollenbeck has a full time title of Chief Accountant and does time keeping for that full time title.

I, Maureen L. Dougherty, Secretary/Clerk of the governing board of the County of Tioga, of the State of New York, do hereby certify that I have compared the foregoing with the original resolution passed by such board at a legally convened meeting held on the 10th day of March, 2015 on file as part of the minutes of such meeting, and that same is a true copy thereof and the whole of such original.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Tioga County Legislature on this 10th day of March, 2015.

Tioga County Legislative Clerk

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Monell, Roberts, Standinger, Sullivan, Weston, Hollenbeck, and Huttleston.

No – None.

Absent – Legislator Case.

RESOLUTION ADOPTED.

The meeting was adjourned at 7:15 P.M.

*Fourth Regular Meeting
April 14, 2015*

The Fourth Regular Meeting of 2015 was held on April 14, 2015 and was called to order by the Chair at 12:00 P.M. All Legislative members were present.

Chair Sauerbrey asked Legislator Standinger for a moment of prayer. "Lord, we thank you for our many blessings and that we live in a free Country. We pray for peace in the Middle East."

Legislator Standinger led all Legislators and those in attendance in the Pledge of Allegiance.

There were 10 people in attendance.

Chair Sauerbrey noted the following recognition resolution for Kenneth Del Bianco, former Commissioner of Public Works.

Chair Sauerbrey asked for a unanimous motion for the following recognition resolution, seconded unanimously and carried.

There was a unanimous motion for the adoption of the following recognition resolution, seconded unanimously.

REFERRED TO: PUBLIC WORKS

RESOLUTION NO. 86-15 *RECOGNIZING KENNETH DEL BIANCO'S
14 YEARS OF DEDICATED SERVICE TO
TIOGA COUNTY*

WHEREAS: Kenneth Del Bianco started his employment with Tioga County as Commissioner of Public Works February, 20, 2001 and remained at this position for the remainder of his career; and

WHEREAS: Kenneth Del Bianco has been extremely dedicated and loyal in the performance of his duties and responsibilities during the past 14 years to the Public Works Department. He has earned the respect of his colleagues and peers throughout Tioga County; and

WHEREAS: Mr. Del Bianco retired on March 23, 2015; therefore be it

RESOLVED: That the Tioga County Legislature, on its own behalf, as well as on behalf of the citizens of Tioga County, express sincere gratitude to Kenneth Del

Bianco for his 14 years of dedicated and loyal service to the residents of Tioga County; and be it further

RESOLVED: That this resolution be spread upon the minutes of this meeting and a certified copy be presented to this outstanding employee, Kenneth Del Bianco.

ROLL CALL VOTE

Unanimously Yes – Legislators Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, and Roberts.

No – None.

Absent – None.

RESOLUTION ADOPTED UNANIMOUSLY.

Gary Hammond, Interim Commissioner of Public Works spoke. “First, I would like to thank everyone for giving me the opportunity to stand before you and share some of Ken's major accomplishments in his 14-year tenure. The accomplishments were many, but there are a few of the more memorable ones that I would like to share with you.

“He worked extensively on solving the 231 Main Street and Washington Gladden rental problems by developing the plan to build the HHS Building on County land adjacent to the Social Services building. He solved the downtown Court parking space problem by proposing the purchase of the Parker Lane house and the rear two properties on Main Street, thus creating about 40 parking places, which substituted for the parking behind the Court Annex that would be lost due to our building as structured to house Probation, Support Collection and the Assistant County Attorney.

“Ken worked with the New York State Court System to totally redesign space in the Court Annex to satisfy their needs for the future. He moved the District Attorney from the Court Annex to the Clerk's building, thereby creating more space for the Court System. He completely rehabilitated the Court House, making it handicapped accessible and viable for the use of the Court System for the next four years. The third and final phase of the Court House restoration project will be completed this construction season.

“He developed the idea to use the Auditorium area as a two-floor space to house all Information Technology equipment and a long needed computer training and testing area and a Conference Room, that is that area behind the wall that used to be a stage. It was a good idea. He developed a County bridge program, which is resulting in Tioga County having one of the best bridge

systems in the State. In fact, Tioga County is often held up as an example in this respect. When I started here, 49% of our bridges were structurally deficient or functionally obsolete. Through careful planning, wise funding through the Legislature, we are now in single digits and doing very well in that respect. He had the forethought to have a bridge design completed in anticipation of Federal stimulus money being available for shovel ready project, and to that end Tioga County obtained 1.4 million dollars in Federal stimulus to reconstruct the Southside bridge on the other side of the river.

“Ken also worked with many departments to design and layout their office areas including the DMV, unfortunately twice, the Public Defender’s Office, Information Technology, Economic Development & Planning, Cornell Cooperative Extension, Board of Elections, Records, Mental Health, and others. Ken also worked very closely with Economic Development. He provided engineering assistance to the Army Reserve Training Center, water and sewer line extension. He assisted in the engineering and project plan review for the Town of Nichols sewer line extension, provided development assistance for the E-site, provided guidance and planning assistance for the Route 96 underpass road work, they are actually going to lower the road there and give us more clearance. I believe that project is going to go this year. He designed, planned, and provided construction oversight to the Corporate Drive intersection project. Provided design and planning assistance for the Tioga Downs highway interchange, which hopefully will go at some point in the future. Last, but certainly not least Ken was one of the community leaders that dealt with the 2011 flood event. Not only the response to the event, but the reconstruction and mitigation as well.

“There are many others, but I wanted to share just a few of them with you today. I had the privilege of being his Deputy for 14 years and I am grateful for the experience. Thank you.”

Legislator Huttleston spoke. “I would like to say something about Ken. I go back a long ways and always dealt with the Town of Union when he was at the Town of Union. When I was down there shortly after we announced we were hiring him, they told me at the Assessor’s office you ought to go down and see Ken Del Bianco’s secretary. She is taking it very hard because we hired him and she hates to see him leave.

“I went down and she was crying. I said to her, you have to say one thing, Ken Del Bianco was a professional, a professional engineer, and whoever they hire to take his place will be a professional, and you will be treated like Ken treated you. She felt better about it and made me feel better, and I imagine today there is a lot of people crying including Jennifer. Thank you.”

Chair Sauerbrey noted the following two Proclamations on Child Abuse Prevention Month and Infant Immunization Awareness Week.

CHILD ABUSE PREVENTION MONTH PROCLAMATION

WHEREAS: The Tioga County Department of Social Services received 984 reports of alleged abuse/neglect involving 2,172 children in 2014; and

WHEREAS: Child abuse is a community problem and finding solutions depends on the involvement among people throughout the community; and

WHEREAS: The effects of child abuse are felt by whole communities, and need to be addressed by the entire community; and

WHEREAS: Effective child abuse prevention programs succeed because of partnerships created among social service agencies, schools, religious and civic organizations, law enforcement agencies, and the business community; and

WHEREAS: Programs like Cornell Cooperative Extension, Lourdes PACT and Finger Lakes Parenting Network offer support and educational services to families so families can help their child achieve his/her full potential within the community; and

WHEREAS: Cornell Cooperative Extension and Tioga County Department of Social Services will host a community prevent child abuse event in the month of April; and

WHEREAS: All citizens should become more aware of the negative effects of child abuse and prevention activities within the community, and become involved in supporting parents and families so that children can live in safe, nurturing homes; now therefore

THE TIOGA COUNTY LEGISLATURE, does hereby proclaim April 2015 as

CHILD ABUSE PREVENTION MONTH

in Tioga County and call upon all citizens, community agencies, religious organizations, medical facilities, and businesses to increase their participation in our efforts to insure that all children are raised in safe, nurturing families, thereby strengthening the communities in which we live.

County of Tioga EXECUTIVE PROCLAMATION

WHEREAS: Giving babies the recommended immunizations by age two is the best way to protect them from 14 serious childhood diseases; and

WHEREAS: Vaccine-preventable diseases still circulate in the United States and around the world, so continued vaccination is necessary to protect everyone from potential outbreaks. Even when diseases are rare in the U.S., they can be brought into the country, putting unvaccinated children at risk; and

WHEREAS: Vaccine-preventable diseases still circulate in the United States and around the world, so continued vaccination is necessary to protect everyone from potential outbreaks. Even when diseases are rare in the U.S., they can be brought into the country, putting unvaccinated children at risk; and

WHEREAS: When people are unvaccinated, outbreaks of diseases like pertussis (whooping cough) and measles can – and do – return. In 2014, there were 644 cases of measles in the United States with the most notable outbreak starting in Disneyland and spreading to 14 states; and

WHEREAS: It is important to vaccinate children on time, according to the childhood immunization schedule, to provide the best protection early in life, when babies are vulnerable and before they are likely to be exposed to diseases; and

WHEREAS: This year, National Infant Immunization Week will be celebrated as part of World Immunization Week, an initiative of the World Health Organization (WHO) where all six WHO regions, including more than 180 Member States, territories, and areas will simultaneously promote immunization, advance equity in the use of vaccines and universal access to vaccination services, and enable cooperation on cross-border immunization activities in April 2015; and

WHEREAS: The week of April 18-April 25, 2015, has been declared National Infant Immunization Week to help ensure that children should be protected against 14 vaccine-preventable diseases by the age of two; now therefore

THE TIOGA COUNTY LEGISLATURE, County of Tioga, does hereby proclaim the week of April 18-April 25, 2015 as:

INFANT IMMUNIZATION AWARENESS WEEK IN TIOGA COUNTY

and encourages parents to make vaccinating their children a priority and to talk to family and friends about protecting their children with vaccines. We also encourage businesses, government agencies, community-based organizations, and service groups to spread the immunization message throughout their communities.

There was no privilege of the floor.

The list of audited bills was submitted and is summarized as follows:

<u>Code</u>	<u>Description</u>	<u>Equipment</u>	<u>Expense</u>
A1010	Legislative Board		427.27
A1165	District Attorney		5,655.02
A1170	Public Defender		5,973.45
A1172	Assigned Counsel		4,315.25
A1173	ILS Grant		1,429.12
A1185	Medical Examiners/Coroners		3,298.71
A1325	Treasurer		11,282.20
A1355	Assessments		2,511.63

A1362	Tax Advertising and Expenses		6,660.00
A1410	County Clerk		340.90
A1411	Department of Motor Vehicles		90.48
A1420	Law		7,325.42
A1430	Personnel		4,413.35
A1460	Records Management		118.05
A1490	Public Works Administration		36.49
A1620	Buildings		33,111.34
A1621	Buildings		10,146.15
A1680	Information Technology		24,340.52
A2490	Community College Tuition		715,338.42
A2960	Education of Handicapped Children		80,263.19
A3020	Public Safety Comm E911 System		4,496.05
A3110	Sheriff	299.00	21,736.05
A3140	Probation		75.00
A3146	Sex Offender Program		10,320.00
A3150	Jail		17,575.60
A3315	Special Traffic Programs		4,000.00
A3358	State Aid Homeland Security Grant	993.75	
A3360	State Aid Homeland Security Grant	38,360.00	
A3410	Fire		3,126.96
A3640	Emergency Mgmt Office		547.06
A4011	Public Health Administration		2,377.03
A4042	Rabies Control		1,786.54
A4044	Early Intervention		376.34
A4053	Preventive/Primary Health Svcs		245.00
A4064	Managed Care-Dental Services		3,007.61
A4070	Disease Control		946.20
A4090	Environmental Health		5,167.11
A4210	Alcohol and Drug Services		1,351.14
A4211	Council on Alcoholism		10,990.33
A4309	Mental Hygiene Co Administration		5,436.47
A4310	Mental Health Clinic		14,973.25
A4311	Rehabilitation Support Services		1,854.00
A4320	Crisis Intervention Services		416.67
A4321	Intensive Case Management		7,918.91
A4333	Psycho Social Club		25,000.00
A6010	Social Services Administration		47,986.35
A6422	Economic Development		6,139.94
A6610	Sealer Weights and Measures		139.34
A8020	Planning		1,100.00
A9060	Health Insurance		3,655.72
SOLID WASTE FUND			94,600.41
SPECIAL GRANT FUND			4,095.82

LIABILITY INSURANCE FUND	6,259.39
COUNTY ROAD FUND	104,546.54
CAPITAL FUND	231,727.85
SELF-INSURANCE FUND	<u>1,350.00</u>
GRAND TOTAL	\$ 1,602,054.39

Legislator Sullivan made a motion to approve the minutes of March 10, 2015, seconded by Legislator Hollenbeck, and carried.

Chair Sauerbrey made the following appointments:

Susquehanna Heritage Area Commission

Rebecca Maffei, Director of Tourism, Municipal Representative

Bryant Myers, Advisory Board Member

Financial Management Accounting System (FMAS) Executive Team

Jennifer Bennett, Public Works, replaces Ken Del Bianco

Chair Sauerbrey stated that all Legislative Committees met this month and the minutes are or will be on file with the Clerk of the Legislature.

Legislator Weston introduced Local Law Introductory No. A of 2015

County of Tioga

Local Law No. XX of the Year 2015.

A Local Law establishing the salary for the Offices of County Clerk and County Sheriff for the four year term of office commencing January 1, 2016 and continuing through and including December 31, 2019.

Be It Enacted by the Legislature of the County of Tioga as follows:

SECTION 1: PURPOSE

As set forth at Local Law No. 3 of 2003, the annual salary for the elected public offices of County Clerk and County Sheriff shall not be increased during a term of office.

Accordingly, it is the purpose and intent of this Local Law to establish the salary for the Offices of County Clerk and County Sheriff for the four-year term of office commencing January 1, 2016 and continuing through and including December 31, 2019.

SECTION 2: ANNUAL SALARY

A) The annual salary for the Offices of County Clerk and County Sheriff for the term of office beginning January 1, 2016 and continuing through and including December 31, 2019 is hereby established as follows:

- | | |
|-------------------|----------|
| 1. County Clerk | \$63,000 |
| 2. County Sheriff | \$83,000 |

SECTION 3: SEVERABILITY

If any clause, sentence, phrase, paragraph, subdivision, section, rule or part of this ordinance shall be adjudged by any Court or Agency of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, phrase, paragraph, subdivision, section, rule or part thereof directly involved in the controversy in which such judgment shall have been rendered.

SECTION 4: EFFECTIVE DATE

This Local law shall take effect January 1, 2016.

Legislator Monell moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO:	PERSONNEL COMMITTEE
RESOLUTION NO. 87-15	<i>SCHEDULE PUBLIC HEARING LOCAL LAW INTRODUCTORY NO. A OF 2015</i>

RESOLVED: That a public hearing shall be held on Local Law Introductory No. A of 2011 A Local Law establishing the salary for the Offices of County Clerk and County Sheriff for the four year term of office commencing January 1, 2016 and continuing through and including December 31, 2019 in the Edward D. Hubbard Auditorium of the Ronald E. Dougherty County Office Building, 56 Main Street,

Owego, New York 13827 on Thursday, May 7, 2015 at 1:00 P.M. All persons desiring to present written or oral comments may do so at said time.

ROLL CALL VOTE

Yes – Legislators Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, and Roberts.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Sullivan introduced Local Law Introductory No. B of 2015.

County of Tioga

Local Law No. XX of the Year 2015.

A Local Law amending Local Law No. 2 of 1956 and Local Law No. 1 of 1963 with respect to the Reserve Fund for the Tioga County Self-Insurance Plan.

Be It Enacted by the Legislature of the County of Tioga as follows:

SECTION 1:

That from the effective date hereinafter set forth Subdivision E of Section 1 of Local Law No. 2 of 1956 and Local Law No. 1 of 1963 as amended is hereby amended to read as follows:

E. A reserve of \$6,000,000.00 is hereby established for the Plan. Such amount may be accumulated by the inclusion in each annual estimate a sum not exceeding 2% of the total annual estimate, or by the transfer to said reserve of unexpended balances in current funds, or by the addition to said reserve of income earned from the investment of the funds in such reserve, or by such combination of said methods as the Workers' Compensation Committee may deem proper.

When the amount of the reserve is at a maximum, any amount expended therefrom shall be restored by one or more of the aforesaid methods, as said Committee may deem proper.

SECTION 2:

This Local Law shall become effective upon filing the law pursuant to Section 27 of the Municipal Home Rule Law of the State of New York.

Legislator Sullivan moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: PERSONNEL COMMITTEE
RESOLUTION NO. 88-15 SCHEDULE PUBLIC HEARING
LOCAL LAW INTRODUCTORY
NO. B OF 2015

RESOLVED: That a public hearing shall be held on Local Law Introductory No. B of 2015 a Local Law amending Local Law No. 2 of 1956 and Local Law No. 1 of 1963 with respect to the Reserve Fund for the Tioga County Self Insurance Plan in the Edward D. Hubbard Auditorium of the Ronald E. Dougherty County Office Building, 56 Main Street, Owego, New York 13827 on Thursday, May 7, 2015 at 1:05 P.M. All persons desiring to present written or oral comments may do so at said time.

ROLL CALL VOTE

Yes – Legislators Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, and Roberts.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Case moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: ED&P COMMITTEE
RESOLUTION NO. 89-15 SET PUBLIC HEARING FOR ADOPTION OF
THE AGRICULTURAL & FARMLAND
PROTECTION PLAN UPDATE

WHEREAS: Tioga County Department of Economic Development and Planning has developed a draft Agriculture and Farmland Protection Plan in accordance with Article 25AAA of the NYS Agriculture and Markets Law; and

WHEREAS: This law requires a public hearing be held by the Tioga County Legislature prior to said plan adoption and SEQR declaration; therefore be it

RESOLVED: That a public hearing be held on Thursday, April 23rd, 2015 at 10:00 AM in the Edward D. Hubbard Auditorium of the Ronald E. Dougherty Tioga County Office Building, 56 Main Street, Owego, New York.

ROLL CALL VOTE

Yes – Legislators Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, and Roberts.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Weston moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: PUBLIC SAFETY COMMITTEE

RESOLUTION NO. 90-15

URGING NEW YORK STATE TO FUND PROBATION DEPARTMENTS 100% FOR COSTS RELATED TO RAISING THE AGE OF CRIMINAL RESPONSIBILITY TO 18 YEARS OF AGE IN ORDER TO AVOID FINANCIAL BURDEN ON COUNTIES AND NEW YORK CITY AND TO ENSURE PROBATION DEPARTMENTS ARE ABLE TO PROVIDE THE SERVICES TO YOUTH AS REQUIRED IN THE GOVERNOR'S PROPOSAL

WHEREAS: Governor Cuomo signed Executive Order 131 on April 9, 2014 to establish the Commission on Youth, Public Safety and Justice instructing the Commission to develop a concrete plan to raise the age of criminal responsibility in New York State and make specific recommendations on how the juvenile and criminal justice systems can better serve youth, improve outcomes and protect communities; and

WHEREAS: The Commission completed its report on December 31, 2014 recommending raising the age of criminal responsibility from age 16 to age 18 over a two year period to be completed in a phased in approach; and

WHEREAS: The Council of Probation Administrators supports the Commission's report and believes that youth will be better served by raising the age of criminal responsibility to age 18 and that the Diversion services provided by Probation will provide positive benefit; and

WHEREAS: Division of Criminal Justice Statistics reveal the number of arrests among 16 and 17 year olds statewide in calendar year 2013 was 33,347 and that under the proposed change these youth will now be shifted from the criminal courts to local Probation Departments for Intake and Diversion services; and

WHEREAS: The Governor's proposal recommends that the violation level offenses of Harassment and Disorderly Conduct shall also be diverted to Probation Departments for Intake and Adjustment services, thus adding substantially to the workload of Probation staff; and

WHEREAS: The Governor's proposal recommends Probation Departments hire Family Engagement Specialists and provide a continuum of diversion services that range from minimal intervention for low risk youth and evidence based service for high risk youth; and

WHEREAS: Probation Departments will not be able to absorb the influx of youth requiring Intake and Diversion services at current staffing levels and will require additional staff to perform these duties; and

WHEREAS: Counties cannot absorb the financial cost associated with raising the age without 100% funding of the additional staff and services required by the Governor's proposal; and

WHEREAS: The Governor's proposed language of funding for Probation citing "The Commissioner (DCJS) shall, subject to an appropriation made available for such purpose, establish and provide funding to probation departments..." is indefinite and ambiguous; now therefore be it

RESOLVED: As follows:

Section 1. That the Tioga County Legislature hereby supports the NYS Council of Probation Administrators to call on the State Legislature to support the Commission's recommendations to use State resources to cover 100% of all new costs associated with changing the age of criminal responsibility to avoid financial burden on Counties; and

Section 2. That language in the Governor's proposal be changed to reflect the State's commitment to fund 100% of all costs that will be incurred by County

Probation Departments and the County Attorney offices associated with raising the age of criminal responsibility; and

Section 3. That language be included to set aside designated funds from which Counties can draw, eliminating the need for Counties to exceed their 2% tax cap; and

Section 4. That copies of this resolution be forwarded to Governor Andrew Cuomo, NYS Majority Leader Dean G. Skelos, Independent Democratic Conference Leader Jeffrey D. Klein, NYS Assembly Speaker Carl E. Heastie, Minority Leader Brian M. Kolb, County Legislative Chairs and NYSAC.

ROLL CALL VOTE

Yes – Legislators Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, and Roberts.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Case.

REFERRED TO:

FINANCE/LEGAL

RESOLUTION NO. 91-15

*RESOLUTION URGING THE NEW YORK
STATE LEGISLATURE TO HONOR
HOME RULE REVENUE REQUESTS
IN A TIMELY AND ORDERLY FASHION
BY ENACTING AN OMNIBUS SALES TAX
BILL THAT RENEWS ALL COUNTY SALES
TAX RATES AT CURRENT LEVELS*

WHEREAS: Counties continue to face significant challenges in balancing their budgets while also meeting the goals of the property tax cap and property tax freeze; and

WHEREAS: Counties must administer and pay for more than 40 state programs that can consume up to 85 percent of a county's entire budget; and

WHEREAS: Many local revenue options must be approved by the State Legislature including local sales tax rates above three percent subject to state approvals every two years; and

WHEREAS: In 2013 one county was denied an extension of their local sales tax rate above three percent creating a shortfall exceeding \$5 million; and

WHEREAS: Counties' ability to raise revenues from the property tax are limited by the state imposed property tax cap; and

WHEREAS: Locally raised revenues are necessary to implement and deliver state mandated programs as well as local public health and safety, economic development and "quality of life" services demanded and expected in our communities; now therefore be it

RESOLVED: That the Tioga County Legislature calls upon the Governor and State Legislature to reform the home rule process so it works as efficiently as possible for local taxpayers, eliminates unnecessary and duplicative legislative activity at the state and local level that is currently required under state law, and allows county elected officials, in conjunction with residents in their respective communities, to determine the mix of locally raised revenues they deem least burdensome; and be it further

RESOLVED: That the state should renew current local sales tax rates in a single omnibus bill to streamline the process and improve government efficiency; and be it further

RESOLVED: That counties strongly encourage the state assembly to support recent efforts by the Governor and the Senate to allow counties to renew their existing local sales tax rates every two years without state legislature approval; and be it further

RESOLVED: That copies of this resolution be sent to the sixty-two counties of New York State encouraging member counties to enact similar resolutions; and be it further

RESOLVED: That copies of this resolution be sent to Governor Andrew M. Cuomo, the New York State Legislature, and all other deemed necessary and proper.

ROLL CALL VOTE

Yes – Legislators Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, and Roberts.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Weston moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: PUBLIC SAFETY COMMITTEE

RESOLUTION NO. 92-15
*JAIL MEDICAL COSTS FOR
PROVIDING HIV & HEPATITIS C
TREATMENT FOR INMATES
AT THE TIOGA COUNTY JAIL*

WHEREAS: In 2009, Governor Paterson signed into law the "Department of Health Oversight Law" (A.903/S.3842) as Chapter 419 of the laws of 2009 that requires the New York Department of Health (DOH) to conduct annual reviews of HIV and hepatitis C care in state and local correctional facilities; and

WHEREAS: This law mandates changes to healthcare provided in a correctional setting, making care in those institutions comparable to community standards of care; and

WHEREAS: Since the enactment of this law, county jails have been required to provide more extensive testing to inmates for HIV and hepatitis C, and more instances of these diseases have been discovered and subsequently required treatment; and

WHEREAS: County and jail officials have the responsibility for providing adequate and prompt medical treatment to inmates within their facilities; and

WHEREAS: The jail's medical professional ultimately determines the level and type of treatment each inmate should receive, depending on a number of factors including their disease and symptoms; and

WHEREAS: Recently, new drugs for treating Hepatitis C have been approved by the FDA with an estimated cost for the 24 week treatment of \$201,600.00; and

WHEREAS: For many counties, the cost of providing such treatment to inmates can be exorbitant, causing great financial strain to jail medical budgets; and

WHEREAS: Once an individual begins treatment on this medication, he or she must continue the full course of treatment for it to be effective, which requires jail officials to monitor and maintain an inmate's treatment record and required doses over a period of time which may precede or follow their incarceration; and

WHEREAS: Tioga County has seen 24 cases of hepatitis C in our jail in the past year, this would make incurring costs for treatment of these inmates \$4,838,400 - 7 pills per week at \$1,200 each, multiplied by 24 weeks equals \$201,600 per inmate; and

WHEREAS: The state enacted this new law without providing financial support to counties to be able to provide this new level of care and treatment to individuals diagnosed with these diseases now therefore be it

RESOLVED: That the Tioga County Legislature calls for the state to provide support and 100% financial reimbursement to the counties to offset the costs of providing HIV and Hepatitis C treatment to incarcerated individuals; and be it further

RESOLVED: That copies of this resolution be sent to Governor Andrew M. Cuomo, members of the New York State Legislature, the Commissioner of the NYS Department of Health, the NYS Commission of Correction, the Association of Counties, and all others deemed necessary and proper.

ROLL CALL VOTE

Yes – Legislators Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, and Roberts.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Huttleston moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: COUNTY CLERK COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 93-15 *REQUEST THAT NEW YORK STATE AUTHORIZE A
SUBSTANTIAL INCREASE IN COUNTIES DMV
REVENUE RETENTION PERCENTAGE*

WHEREAS: 51 of the 62 New York Counties are mandated by New York State to operate a local Department of Motor Vehicles Office (DMV); and

WHEREAS: Under current law the State of New York receives 87.3% of all fees collected from work performed by the county operated DMV; and

WHEREAS: The remaining 12.7% county share has not been increased since 1999, yet the county operational costs (salaries, overhead etc.) continue to rise; and

WHEREAS: There is a clear inequity present when a county DMV office provides full time services to fulfill NYSDMV requirements, and the state in turn collects 87.3% of the revenue collected by the county; and

WHEREAS: Increasing the county's DMV revenue share will not result in any increased costs or fees to local residents or taxpayers and will provide counties with needed revenue; therefore be it

RESOLVED: That the Tioga County Legislature calls upon Governor Andrew M Cuomo and members of the State Legislature to authorize a substantial increase in the counties DMV revenue retention percentage; and be it further

RESOLVED: That the Clerk of the Tioga County Legislature forward copies of this Resolution to Governor Andrew M Cuomo and our State Legislature.

ROLL CALL VOTE

Yes – Legislators Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, and Roberts.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Case moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. 94-15

AUTHORIZATION TO SUBMIT APPLICATION TO NEW YORK HOMES AND COMMUNITY RENEWAL FOR FUNDING AND TO ADMINISTER A 2015 NEW YORK MAIN STREET PROGRAM FOR THE 2015 WAVERLY DOWNTOWN REVITALIZATION PROGRAM

WHEREAS: Tioga County Economic Development and Planning desires to apply for up to \$250,000.00 in financial assistance through the 2015 Consolidated Funding Application under the 2015 New York Main Street Program; and

WHEREAS: The application proposes funding to assist property owners to complete building renovations to targeted, contiguous downtown "main street" buildings along Broad Street in the downtown central business district of the Village of Waverly; and

WHEREAS: The proposed funding will contribute to ongoing community revitalization efforts; and

WHEREAS: The grant application requires that the applicant obtain the approval and endorsement of the governing body of the municipality making application and in which the project will be located; and

WHEREAS: The Village of Waverly is in support of this application to the 2015 New York Main Street program for revitalization of commercial and residential uses that make up the "Main Street" Broad Street area of the Village of Waverly; therefore be it

RESOLVED: That the Tioga County Legislature approves and endorses the 2015 New York Main Street Program grant application for assistance prepared and to be submitted by the Tioga County Economic Development and Planning Office.

ROLL CALL VOTE

Yes – Legislators Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, and Roberts.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Weston moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: PUBLIC SAFETY COMMITTEE

RESOLUTION NO. 95-15 *AUTHORIZE THE ACCEPTANCE OF
INTEROPERABLE COMMUNICATIONS
EQUIPMENT FROM NYS DHSES
FIRE COORDINATOR'S OFFICE*

WHEREAS: The NYS Division of Homeland Security and Emergency Services has announced interoperable communications grant funding; and

WHEREAS: The New York State Division of Homeland Security and Emergency Services is deploying the Mutualink emergency incident collaboration technology and making such equipment available to all Counties in the State at no cost to the County; and

WHEREAS: County Policy #47 requires that a resolution be approved before any such application be submitted; therefore be it

RESOLVED: That the Tioga County Fire Coordinator's Office be authorized to submit the appropriate grant application for the purpose of securing this funding and authorize the Chair of the Legislature to sign such application and contract after approval of the County Attorney.

ROLL CALL VOTE

Yes – Legislators Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, and Roberts.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Weston moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: PUBLIC SAFETY COMMITTEE

RESOLUTION NO. 96-15 *AUTHORIZE THE SUBMISSION OF A ROUND
4 STATEWIDE INTEROPERABLE
COMMUNICATIONS GRANT APPLICATION
– FIRE COORDINATORS OFFICE*

WHEREAS: The NYS Division of Homeland Security and Emergency Services has announced interoperable communications grant funding; and

WHEREAS: County Policy #47 requires that a resolution be approved before any such application be submitted; therefore be it

RESOLVED: That the Tioga County Fire Coordinator's Office be authorized to submit the appropriate grant application for the purpose of securing this funding and authorize the Chair of the Legislature to sign such application.

ROLL CALL VOTE

Yes – Legislators Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, and Roberts.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Case moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. 97-15 *REQUEST NYS LIQUOR AUTHORITY TO
CHANGE OFF PREMISES BEER CLOSING
HOURS*

WHEREAS: Certain Tioga County retailers, licensed to sell beer for consumption off premises, have requested that the hours for sale of beer be changed; and

WHEREAS: The New York State Liquor Authority establishes the hours when beer can be sold by licensed retailers for off premises consumption; and

WHEREAS: The New York State Alcoholic Beverage Control Law Section 17 authorizes the NYS Liquor Authority to consider changing the hours of sale when requested to do so by the County Legislature; therefore be it

RESOLVED: That the Tioga County Legislature does hereby request that the NYS Liquor Authority consider changing the Tioga County Off Premises Beer Closing Hours as follows:

Change from: 1:00 AM to 8:00 AM on Weekdays and Saturdays

To: 1:00 AM to 6:00 AM on Weekdays and Saturdays

And be it further

RESOLVED: That all other Tioga County Closing Hours remain the same.

ROLL CALL VOTE

Yes – Legislators Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, and Roberts.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Case moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: ED&P LEGISLATIVE COMMITTEE

RESOLUTION NO. 98-15 *AMEND RESOLUTION NO. 68-15 APPOINT
MEMBERS TO THE SUSQUEHANNA HERITAGE AREA
COMMISSION*

WHEREAS: Per resolution 68-15, the Tioga County Legislature resolved for the Economic Development and Planning Committee to recommend a designee for the position of Municipal Representative to the Susquehanna Heritage Area

Commission for the term of office of the County Legislative Chair who appoints said person; and

WHEREAS: Per resolution 27-14, the Tioga County Legislature resolved for the appointment of the Tourism Office Director as the Susquehanna Heritage Area Advisory Board Member for term of office of the County Legislative Chair who appoints said person; and

WHEREAS: Upon further review by the Economic Development and Planning Committee it has been proposed that both the Municipal Representative and Advisory Board Member positions, be made by recommendation of the Economic Development and Planning Committee; therefore be it

RESOLVED: That resolution 68-15 shall be amended as follows: That the Economic Development and Planning Committee hereby recommend designees for the Municipal Representative and also the Advisory Board Member on the Susquehanna Heritage Area Commission for the term of office of the County Legislative Chair who appoints said person.

ROLL CALL VOTE

Yes – Legislators Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, and Roberts.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Weston moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: LEGISLATIVE WORKSESSION

RESOLUTION NO. 99-15 *APPOINT MEMBER
FISH & WILDLIFE
MANAGEMENT BOARD*

WHEREAS: Jeff Barnes, Sportsman Member of the Fish and Wildlife Management Board has resigned; and

WHEREAS: William J. Woods, Jr. has expressed an interest in serving on the Fish and Wildlife Management Board in the Sportsman Member position; therefore be it

RESOLVED: That William J. Woods, Jr. be appointed as the Sportsman Member to the Fish and Wildlife Management Board, filling the unexpired term of Jeff Barnes, effective April 15, 2015 through December 31, 2015.

ROLL CALL VOTE

Yes – Legislators Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, and Roberts.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Case moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO:

ED&P COMMITTEE
PUBLIC WORKS COMMITTEE

RESOLUTION NO. 100-15

*APPOINT ALTERNATE MEMBER TO THE
BROOME-TIOGA STORMWATER COALITION*

WHEREAS: Per Resolution 84-14, the Tioga County Legislature authorized Tioga County's participation in an updated intermunicipal agreement with 16 other municipalities in Broome and Tioga Counties that comprise the Broome-Tioga Stormwater Coalition for the purpose of cooperatively implementing mandated stormwater management activities in a manner that is compliant with NYS DEC's Phase II Stormwater regulations and designated the County Planning Director as Tioga County's official representative on said Coalition; and

WHEREAS: The Broome-Tioga Stormwater Coalition (BTSC) now is requiring the designation of an alternate representative from each of the participating municipalities which has to be another staff person from each municipal entity who will attend meetings when the County Planning Director cannot; and

WHEREAS: Tioga County's Materials Recovery Manager is the only other county staff person who has working knowledge of MS4 Phase II Stormwater Regulations and the management of stormwater pollution problems in general; therefore be it

RESOLVED: That the Tioga County Legislature hereby designates the Materials Recovery Manager as the alternate Tioga County representative to the Broome-Tioga Stormwater Coalition.

ROLL CALL VOTE

Yes – Legislators Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, and Roberts.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Case moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. 101-15 APPOINT REAP BOARD MEMBER

WHEREAS: The By-Laws of the REAP Board require that the Legislature nominate one person to act as its member in the REAP Board of Directors; and

WHEREAS: The REAP Legislative appointment has been vacant since February 2012; and

WHEREAS: Bryant Myers, Economic Development Specialist, is willing to serve on the REAP Board of Directors; therefore be it

RESOLVED: That Bryant Myers, Economic Development Specialist, be hereby appointed to the REAP Board for a two year term from April 15, 2015 through April 14, 2017.

ROLL CALL VOTE

Yes – Legislators Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, and Roberts.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: PUBLIC WORKS

RESOLUTION NO. 102-15 *AWARD BRIDGE PREVENTATIVE
MAINTENANCE PIN#9753.83
CONSTRUCTION CONTRACT*

WHEREAS: The Bridge Preventative Maintenance Project PIN#9753.83 has been placed on the FHWA Program; and

WHEREAS: The project will be funded as follows:

FEDERAL: 80%
State: 15%
Local: 5%

And

WHEREAS: The Commissioner of Public Works received sealed bids for the construction phase of this project on 3/30/15 and the results were as follows:

R. DeVincentis	Binghamton, NY	\$383,000
Dycon Construction	Pine City, NY	\$214,671

And

WHEREAS: McFarland Johnson, Binghamton, NY have completed the review of the bids and finds the low bidder Dycon Construction, Pine City, NY meets all of the qualifications of the bid specifications contingent upon NYSDOT's award concurrence; therefore be it

RESOLVED: That the Tioga County Legislature authorize awarding the bid to Dycon Construction, Pine City, NY not to exceed \$214,671 to be paid out of the Bridge Preventative Maintenance Program account D5110.40 use code 50; and be it further

RESOLVED: That the Tioga County Legislature authorizes the following transfer of funds:

FROM: Federal Aid Bridge Projects Account D4502	\$172,905.60
State Aid Project D3502	\$ 32,419.80

TO: Bridge Maintenance Project Account D5110.40-50 \$205,325.40

ROLL CALL VOTE

Yes – Legislators Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, and Roberts.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: PUBLIC WORKS

RESOLUTION NO. 103-15 *AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS OF A TRANSPORTATION FEDERAL-AID PROJECT AND APPROPRIATING FUNDS THEREFORE*

WHEREAS: A Project for the Tioga County Bridge Maintenance Program, PIN 9753.83(the Project) is eligible for funding under Title 23 U.S. Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80 % Federal funds and 20% non-Federal funds; and

WHEREAS: The County of Tioga desires to advance the Project by making a commitment of 100% of the Federal and non-Federal share of the costs of the Preliminary Engineering/Design and Construction and Construction Supervision and Inspection work; therefore be it

RESOLVED: That the Tioga County Legislature hereby approves the above-subject project; and be it further

RESOLVED: That the Tioga County Legislature hereby authorizes the County of Tioga to pay in the first instance 100% of the Federal and non-Federal share of the cost of the Construction and Construction Supervision and Inspection work for the Project or the portions thereof; and be it further

RESOLVED: That the sum of \$216,132 is hereby appropriated from the Bridge Preventative Maintenance account D5110.40 use code 50 and made available to cover the cost of participation in the above phase of the Project; and be it further

RESOLVED: That in the event the full Federal and non-Federal share costs of the project exceeds the amount appropriated above, the Tioga County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof; and be it further

RESOLVED: That the Chair of the Tioga County Legislature be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid and/or Marchiselli Aid on behalf of the County of Tioga with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of Federal-aid and State-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible; and be it further

RESOLVED: That a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project; and be it further

RESOLVED: That this Resolution shall take effect immediately.

ROLL CALL VOTE

Yes – Legislators Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, and Roberts.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: PUBLIC WORKS

RESOLUTION NO. 104-15 *APPROVE SUPPLEMENTAL AGREEMENT
ELLIS CREEK RD. BRIDGES FOR
DESIGN SERVICES*

WHEREAS: Tioga County bonded for a program for rehabilitation of various bridges; and

WHEREAS: Ellis Creek Rd. Bridges (BIN3334880 & BIN 3334900) is one project in the bridge bond program; and

WHEREAS: There were unanticipated soil encounters which necessitated deeper borings than originally budgeted for; and

WHEREAS: A subcontractor was hired to perform a subsurface investigation and geotechnical design to address this issue; therefore be it

RESOLVED: That the Tioga County Legislature approve the Supplemental Agreement for McFarland Johnson, Binghamton, NY in the amount of \$7,297 to be paid out of the following accounts:

Ellis Creek Rd. Bridge Account H2014.01	BIN: 3334880	\$3,648.50
Ellis Creek Rd. Bridge Account H2013.06	BIN: 3334900	\$3,648.50

ROLL CALL VOTE

Yes – Legislators Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, and Roberts.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: PUBLIC WORKS

RESOLUTION NO. 105-15 *APPROVE CHANGE ORDER FOR
FLOOD MITIGATION PROJECT
J & K PLUMBING & HEATING
COUNTY OFFICE BUILDING*

WHEREAS: The Flood Mitigation HVAC Contractor for the County Office Building was awarded on resolution 341-13 to J & K Plumbing & Heating; and

WHEREAS: A change order was submitted due to additional work that was required to provide Liebert legs for condensing unit at the County Office Building; therefore be it

RESOLVED: That the Tioga County Legislature authorize additional funds be appropriated for this change order not to exceed \$503 to be paid out of the Tropical Storm Lee Disaster account H1624.20.

ROLL CALL VOTE

Yes – Legislators Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, and Roberts.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Standinger moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 106-15 *APPROVE FUNDING
2015 YOUTH BUREAU PROGRAM FUNDING*

WHEREAS: The Tioga County Legislature approves Youth Bureau program funding which is 100% reimbursable from the New York State Office of Children and Family Services; and

WHEREAS: The Tioga County Youth Board has reviewed 2015 applications for funding which are consistent with guidelines previously presented to the Legislative Committee; now therefore be it

RESOLVED: That the following programs recommended by the Tioga County Youth Board for program year 2015 be approved by the Tioga County Legislature in the amounts indicated:

Cooperative Extension Family Resource Centers	\$ 10,000
Spencer Van Etten Building Foundations	\$ 7,550
Tioga Central School District Summer Recreation	\$ 6,000
Big Brothers Big Sisters	\$ 4,000
Southern Tier Alternative Therapies Promise Program	\$ 4,000
Waverly Summer Recreation	\$ 3,000
Newark Valley Joint Summer Recreation	<u>\$ 1,200</u>
TOTAL	\$ 35,750

ROLL CALL VOTE

Yes – Legislators Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, and Roberts.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Weston moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO:

PUBLIC SAFETY COMMITTEE

RESOLUTION NO. 107-15

*RESOLUTION TO APPROVE A
CONTRACT BETWEEN THE TIOGA
COUNTY PROBATION DEPT. AND
INTERNET PROBATION AND PAROLE
CONTROL, INC. (IPPC)*

WHEREAS: The Tioga County Probation Department must supervise convicted sexual offenders sentenced by Tioga County Court for Possession of Child Pornography. Such supervision must include monitoring the defendant's use of

the internet to determine that the downloading of child pornographic material does not continue; and

WHEREAS: The internet can now be accessed by a variety of devices: personal computers, laptops, tablets, kindles, and smart phones. Tioga County Probation does not have the ability to monitor all these devices; and

WHEREAS: The company **Internet Probation and Parole Control, Inc.** specializes in the business of monitoring convicted sexual offender's devices that access the internet and providing reports and if needed expert testimony at trial to monitoring government agencies, such as Probation Departments, if the offender's devices are continuing to access child pornography; and

WHEREAS: Tioga County Probation has requested and been granted permission to contract with **Internet Probation and Parole Control, Inc.** for the fee of \$120.00 per year. Further, it is understood that the probationer(s) will be required to pay for the service if they continue to possess devices that have access to the internet. The cost will be \$29.00 per device per month. If for some reason the defendant does not or cannot pay for the service then the county will pay for the cost of the service for a limited time while the probationer disposes of all internet accessible devices; and

WHEREAS: Tioga County Probation has budgeted funds for Electronic Monitoring services in the amount of \$15,364 in account number 3142.40-140 in the 2015 budget. These funds could cover both the cost of EM and internet monitoring; therefore be it

RESOLVED: That Tioga County Legislative Chair is approved to contract with **Internet Probation and Parole Control, Inc.** to provide internet monitoring and reports to the Tioga County Probation Department for probationers convicted of possessing child pornography and sentenced to probation supervision.

ROLL CALL VOTE

Yes – Legislators Standing, Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, and Roberts.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Weston moved for the adoption of the following resolution, seconded by Legislator Standinger.

REFERRED TO: PUBLIC SAFETY COMMITTEE

RESOLUTION NO. 108-15 *RESOLUTION TO APPROVE A
MOU BETWEEN TIOGA COUNTY PROBATION
DEPARTMENT AND SMART START*

WHEREAS: The Tioga County Probation Department must supervise offenders who are sentenced to probation supervision by Tioga County courts for drinking and driving behavior; and

WHEREAS: Many probationers divest themselves of their motor vehicles pre or post sentencing so that they do not have to install an Ignition Interlock Device (IID). The **Smart Start** company is now marketing a hand held device, similar to an IID, that will allow defendants to blow into the device and have their BAC calculated, a photo taken and a GPS location established; and

WHEREAS: The **Smart Start** company has agreed to give Tioga County an opportunity to partner with them to try out these devices at a reduced rate of \$3.10 per day, which is the same cost as a Class II IID. Tioga County agrees to sign a MOU with the company and pay the cost of testing for two devices, for the time period of May 2015 to December 2015; and

WHEREAS: Tioga County Probation has budgeted funds for Clinic Supplies for testing of probationers in the amount of \$4,000 in account number 3142.40-150 in the 2015 budget. These funds could cover both the cost of urine and breath testing; therefore be it

RESOLVED: That the Tioga County Legislative Chair is approved to contract with **Smart Start** to provide two devices at the cost of \$3.10 each per day to provide breath testing results via a website connection for Tioga County probationers convicted of drinking and driving offenses, provided such contract is approved by the County Attorney.

ROLL CALL VOTE

Yes – Legislators Standing, Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, and Roberts.

No – None.

Absent – None.

RESOLUTION ADOPTED.

The meeting was adjourned at 12:18 P.M.

Public Hearing
Agriculture and Farmland Protection Plan Update
April 23, 2015

The Public Hearing regarding the adoption of a draft Tioga County Agriculture and Farmland Protection Plan Update and associated SEQR determination was called to order by the Chair at 10:01 A.M. All Legislative members were present.

There were eight people in attendance.

The Clerk read the legal notice as published in the official newspapers.

Elaine Jardine, Planning Director, spoke. "I first want to thank the Legislature for the opportunity to develop this plan for agriculture, one of our greatest land mass economic sectors in the County. We set up a committee and the committee worked for two years to develop this plan, and I will be presenting to you after this hearing on what is contained in the plan. It was built on our 1998 original plan, so it actually is an agricultural plan update. We had public input and lots of farmer input throughout the process. The committee feels that it is a very good document and the Ag and Farmland Protection Board has also met and recommends that the Legislature adopt this plan. We have also prepared a SEQR review that is part of this hearing too, which has revealed that there will be no significant adverse environmental impacts. Thank you."

Marte Borko spoke. "I want to thank the Tioga County Legislative body for presenting this opportunity to comment on the updated Tioga County Agricultural and Farmland Protection Plan. I also want to thank the farmers and related businesses that participated in the evaluation and process. It goes without saying that the agricultural sector contributes to the economy, the community, and the environment. Farming continues a heritage of land and water conservation and is a major player in the quality of life enjoyed by our residents.

"Our county farmers are fortunate to have the continued support of Tioga County Soil & Water District headed up by Wendy Walsh and Cornell Cooperative Extension headed up by Andy Fagan. It is necessary that both of these programs continue to receive both recognition of their service as well as county fiscal support. The plan with the able help of the County's GIS specialist, Bill Ostrander, has identified priority farmlands, using their value to the agriculture economy to the county, open space value, consequences of possible

conversion and relative level of conversion pressure. The scale used assigning values to prime agricultural soils or soils of statewide importance, land and active agriculture, location in a flood plain, land serving as a buffer for a significant natural resource, and level of competition from non-ag uses.

"It is imperative that these lands be protected for today as well as to guarantee the potential that those lands will be available for future farmers. The farming activity in these priority areas mitigate against catastrophic flooding as well as providing a view shed for the county tourism. Because I strongly believe that agriculture is critical to Tioga and because I believe that it contributes to our bucolic landscape, which is a hallmark of our rural lifestyle, I make the following action recommendation: "Resolved that the County of Tioga increase the mortgage tax from 3/4 of 1% to 1% and that the 1/4% increase be set aside in a dedicated fund to purchase developmental rights from willing sellers to both protect priority farmland and critical open space. Thank you."

Bob Bell spoke. "I am a lifetime resident of this county and a retired dairy farmer. I did it for 45 years and loved every minute of it. If the good Lord lets me live until 2018, my 180 acre farm purchased by my great grandfather in 1868 will be 150 years old. I have a grandson who graduates from college this year and I have a granddaughter who graduates from high school, and I have told them both the farm is here, it bought my groceries for 45 years, it will do the same for you, but you have to prove to me that you are going to make it your life's work.

"I have gotten up every day and walked on the same ground my great grandfather did in 1868 and to me that is worth more than all the gold in Fort Knox. What worries me is more land regulations put on farmers like zoning. I live in the Town of Tioga, thank God we do not have zoning, I fought it all my life and we do not need more land regulations taking farmers property rights away from them."

There being no further comments, the hearing was adjourned at 10:09 A.M.

Public Hearing
Local Law Introductory No. A of 2015
May 7, 2015

The Public Hearing on Local Introductory No. A of 2015 A Local Law establishing the salary for the Offices of County Clerk and County Sheriff for the four year term of office commencing January 1, 2016 and continuing through and including December 31, 2019 was called to order by the Chair at 1:00 P.M. Eight Legislative members were present, Legislator Sullivan being absent.

There were four people in attendance.

The Clerk read the legal notice as published in the official newspapers.

There being no comments, the hearing was adjourned at 1:01 P.M.

Public Hearing
Local Law Introductory No. B of 2015
May 7, 2015

The Public Hearing on Local Introductory No. B of 2015 A Local Law amending Local Law No. 2 of 1956 and Local Law No. 1 of 1963 with respect to the Reserve Fund for the Tioga County Self Insurance Plan was called to order by the Chair at 1:05 P.M. Eight Legislative members were present, Legislator Sullivan being absent.

There were four people in attendance.

The Clerk read the legal notice as published in the official newspapers.

There being no comments, the hearing was adjourned at 1:06 P.M.

*Fifth Regular Meeting
May 12, 2015*

The Fifth Regular Meeting of 2015 was held on May 12, 2015 and was called to order by the Chair at 12:00 P.M. All Legislative members were present.

Chair Sauerbrey asked Legislator Sullivan for a moment of prayer. "Dear Lord, we pray for all the law enforcement officers who have been wounded or killed in the last many months with the social unrest and the racist unrest in our country. We pray for those injured that you grant your healing spirit, for those who were killed, we ask that you have mercy upon their souls and provide comfort to their families."

Legislator Sullivan led all Legislators and those in attendance in the Pledge of Allegiance.

There were 10 people in attendance.

Chair Sauerbrey noted that we have four recognition resolutions.

Chair Sauerbrey asked for a unanimous motion for the following four recognition resolutions, seconded unanimously and carried.

There was a unanimous motion for the adoption of the following recognition resolution, seconded unanimously.

REFERRED TO: PUBLIC WORKS COMMITTEE

RESOLUTION NO. 110-15 *RECOGNIZING WILLIAM ACKLEY'S
36 YEARS OF DEDICATED SERVICE
TO TIOGA COUNTY*

WHEREAS: William Ackley started his employment with Tioga County as a Laborer May 7, 1979. On February 9, 1981 he was promoted to Auto Mechanic; June 11, 1984 he was promoted to Parts Clerk; July 16, 1990 he was promoted to Automotive Stock Clerk and January 4, 1999 he was promoted to Mechanic/Working Supervisor and remained at this position for the remainder of his career; and

WHEREAS: William Ackley has been extremely dedicated and loyal in the performance of his duties and responsibilities during the past 36 years to the Public Works Department. He has earned the respect of his colleagues and peers throughout Tioga County; and

WHEREAS: Lucinda L. Hanbury retired on April 18, 2015; therefore be it

RESOLVED: That the Tioga County Legislature, on its own behalf, as well as on behalf of the citizens of Tioga County, express sincere gratitude to Lucinda L. Hanbury for her 37 years of dedicated and loyal service to the residents of Tioga County; and be it further

RESOLVED: That this resolution be spread upon the minutes of this meeting and a certified copy be presented to this employee, Lucinda L. Hanbury.

ROLL CALL VOTE

Unanimously Yes – Legislators Standing, Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, and Roberts.

No – None.

Absent – None.

RESOLUTION ADOPTED UNANIMOUSLY.

There was a unanimous motion for the adoption of the following recognition resolution, seconded unanimously.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 112-15 *RECOGNIZE LAURA M. HOPKINS
13 YEARS OF DEDICATED SERVICE
DEPARTMENT OF SOCIAL SERVICES*

WHEREAS: Laura M. Hopkins began her career with the Tioga County Department of Social Services as a Senior Account Clerk Typist in the Child Support Unit on September 17, 2001; and

WHEREAS: Laura M. Hopkins has been a dedicated and loyal employee in the performance of her duties as a Senior Account Clerk Typist; and

WHEREAS: Laura M. Hopkins has shown the highest levels of integrity, trust, loyalty and competence in the performance of her duties; and

WHEREAS: Laura M. Hopkins retired on April 18, 2015; now therefore be it

RESOLVED: That the Tioga County Legislature, on its own behalf, as well as on behalf of the citizens of Tioga County, express sincere gratitude to Laura M.

Hopkins for her thirteen years of dedicated and loyal service to the Tioga County Department of Social Services and its most vulnerable citizens; and be it further

RESOLVED: That this resolution be spread upon the minutes of this meeting and a certified copy be presented to this loyal, dedicated and outstanding employee, Laura M. Hopkins.

ROLL CALL VOTE

Unanimously Yes – Legislators Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, and Roberts.

No – None.

Absent – None.

RESOLUTION ADOPTED UNANIMOUSLY.

Darlene Weidman, Director of Employment & Transitional Supports spoke. "Laura Hopkins would have probably been here except she had to take an earlier retirement than she initially planned due to some personal difficulties, health difficulties. She began working in the Child Support Unit in 2001 and worked for me there for about 14 years. She was a very dedicated worker in that Unit. She was well respected by her coworkers, her customers, the Court personnel for her knowledge and her perseverance. She used her knowledge and her level headed approach to child support brain teasers on a daily basis to solve difficult situations and even in her most difficult personal times through the years she had maintained her wonderful sense of humor and strived to be at work each day. We wish her and her husband the very best in great sunny Florida and congratulations to Laura."

Legislator Standinger read and presented the following Recognition Resolution to Darlene Weidman.

There was a unanimous motion for the adoption of the following recognition resolution, seconded unanimously.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 113-15 *RECOGNIZE DARLENE D. WEIDMAN'S
30 YEARS OF DEDICATED SERVICE
DEPARTMENT OF SOCIAL SERVICES*

WHEREAS: Darlene D. Weidman began her career with the Tioga County Department of Social Services as a Part-time Caseworker in the Foster Care Unit in July 1984 and began full-time on June 3, 1985. Darlene was promoted to Senior Caseworker in December 1989; promoted to Grade B Supervisor in February 1990; promoted to Child Support Coordinator in September 2002; promoted to her current title as Director of Employment & Transitional Supports in July 2014; and

WHEREAS: Darlene D. Weidman has been a dedicated and loyal employee in the performance of her duties; and

WHEREAS: Darlene D. Weidman has shown the highest levels of integrity, trust, loyalty and competence in the performance of her duties; and

WHEREAS: Darlene D. Weidman will retire on June 6, 2015; now therefore be it

RESOLVED: That the Tioga County Legislature, on its own behalf, as well as on behalf of the citizens of Tioga County, express sincere gratitude to Darlene D. Weidman for her thirty years of dedicated and loyal service to the Tioga County Department of Social Services and its most vulnerable citizens; and be it further

RESOLVED: That this resolution be spread upon the minutes of this meeting and a certified copy be presented to this loyal, dedicated and outstanding employee, Darlene D. Weidman.

ROLL CALL VOTE

Unanimously Yes – Legislators Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, and Roberts.

No – None.

Absent – None.

RESOLUTION ADOPTED UNANIMOUSLY.

Bill spoke. "I just want to say that that is commendable, 30 years is a long time, especially dealing with what you had to deal with. This is well deserved. Thank you for your service."

Shawn Yetter, Commissioner of Social Services spoke. "30 years is a long time, but I would like everyone to know that she started her full time service on June 3, 1985 and is retiring on June 5, 2015. She did not waste any time lingering at that 30 years much to our sadness, but to her happiness. Five years ago in speaking about Darlene when she was recognized for her 25 years of service to

the County, I shared that Darlene has what one would call in the movie industry an impressive body of work. Well since that time she has added one more sequel with her recent promotion to the Administrative Team and the role of Director of Transitional Employment and Transitional Support Services. With this past year of having that role combined with over 17 years of service in Child Welfare and 12 years as Coordinator of Child Support and Enforcement, Darlene has developed a broad range of skill and expertise in programmatic issues as well as supervisory and administrative skills in aptitude.

“She leaves us as one of the most diversified and knowledgeable employees to have given their career to our department. I also said five years ago that she is the unique type of employee who if we needed to we could ask her to supervise anywhere in the organization and she would excel, but do not worry there are no plans to move you. Darlene however did not come knocking down my door asking for this most recent promotion and challenge, which involved bringing our largest division back into a feeling of stability after several months of uncertainty. We went to her and to her credit knowing that she was close to retirement, she accepted the challenge rather than just ride it out like many would do. I cannot thank you enough for what you have done and accomplished in the past 12 months, let alone the past 30 years and your willingness to never slow down and to learn new things right up to the end.

“Knowing that we would be recognizing her here today, Darlene simply said to me, be nice. Apparently she has got friends and her husband is here, although they probably know a lot worse than we do. There is however no other way to be about Darlene than nice. There are no bad stories to tell. There are no weird memos in her personnel file. You will just find phrases like, “Darlene is very conscientious, she is an asset to the Unit or Agency”, which was written in an evaluation 28 years ago by her then Supervisor and now Administrative Partner, Gail Barton.

“I do have to bust you on one thing. I had to find something, so I did find one interesting thing. Now as an Administrative Team we find ourselves dealing with dress code issues quite often, but during all these discussions Darlene has never mentioned during these that she received the following comment in an evaluation from your friend Dot Forbes in 1990. “Ms. Weidman’s choice of work attire is sometimes too informal, sneakers, slacks, t-shirts. Slacks, how dare you. You should have had leggings, but of course the comment ended on a typical positive note. She however is always well dressed for work and meetings.

“To conclude, it is always unsettling for the department when so much institutional knowledge calls it a day and moves on to their next and well earned chapter of their lives, but Darlene is ready to write her next sequel where there

will not be any evaluations or dress codes. On behalf of the department and the County we thank you for your 30 years of service to the children and families of Tioga County and we wish you nothing but the best in your retirement and the years ahead."

Darlene Weidman spoke. "Thank you very much for the recognition. It really means a lot to me and when I began my job as a Caseworker in Children's Services in 1984, I did not envision this as my career path. I had zero experience. I did not even know what a home visit consisted of and I thought I would be here for a couple of years and then move on to my dream job. I am not sure what that dream job was that I foresaw, but that is what I thought it was.

"Well I never moved on and it turns out that this was my dream job. I have worked beside many wonderful coworkers and feel blessed to have known them and work with them. Gail Barton, now the Deputy Commissioner, was my very first Supervisor and has been my greatest mentor all these years. She has always pushed me to be better and made me learn things that I did not want to learn and that I did not want to do, which in translational means she made me supervise Child Protective Services more than once. I will always be grateful to Gail for believing in me and seeing my potential. Through the years we have laughed together, cried together, and I feel very honored to call her my friend. Thank you to Ray, my previous Commissioner for having the confidence and trust in me to promote me several times over my years when he was the Commissioner and for rescuing me from Child Protective and let me go into Child Support. Thank you to my current Commissioner Shawn who put his faith and trust in me and allowed me to experience my current role as Director. He is a very supportive leader and I am happy to have this opportunity.

"It is a wonderful finish to a career that I am very proud of. Finally, my wish and hope as I retire is that with each of the positions I have held that I have made at least a small positive influence or difference in the lives of the families I have worked with. Thank you."

Chair Sauerbrey noted that we have five Proclamations, three of which will just be noted.

Legislator Monell read the following proclamation on Employee Recognition and Appreciation Week.

PROCLAMATION

WHEREAS: The mission and services of Tioga County depend heavily on the tireless contributions of its dedicated employees; and

WHEREAS: The Tioga County Legislature wishes to recognize the efforts of all Tioga County employees; and

WHEREAS: The Employee Recognition Committee was created to provide a mechanism to show our appreciation for the Employees of Tioga County; and

WHEREAS: Those employees who have served for more than 25 years have shown a steadfast commitment to serving the well-being of the residents of Tioga County, and should be recognized by those whom they have served; and

WHEREAS: The Tioga County Legislature would like to especially recognize the following employees who have attained 25, 30, 35, or 40 years since last year's ceremonies:

<u>Name</u>	<u>Department</u>	<u>Years</u>
Randy Kipling	Sheriff's Office	25
Michele Bogart	Sheriff's Office	25
Jean Slocum	Mental Hygiene	25
Anne Davis	Law	25
Geraldine Hammond	Social Services	25
Anita Teed	Social Services	25
Julie Whipple	Social Services	25
Tracy Hill	Social Services	25
Kim Clark	Social Services	30

NOW THEREFORE, THE TIOGA COUNTY LEGISLATURE does hereby proclaim and designate the week of May 11-15, 2015 as

EMPLOYEE RECOGNITION AND APPRECIATION WEEK

In the County of Tioga, New York, and call upon our citizens to join in recognizing these dedicated employees.

COUNTY OF TIOGA EXECUTIVE PROCLAMATION

WHEREAS: Stroke is a leading cause of serious long-term disability and the fourth leading cause of death in the United States, killing over 134,000 people nationwide and more than 30 citizens of Tioga County each year; and

WHEREAS: Stroke prevalence is projected to increase by 24.9% between 2010 and 2030 and the direct medical costs in the U.S. for treating stroke are expected to increase by 238% from \$28.3 billion in 2010 to \$95.6 billion by 2030; and

WHEREAS: Warning signs of stroke include sudden numbness or weakness of the face, arm or leg, especially on one side of the body; sudden confusion, trouble speaking or understanding; sudden trouble seeing in one or both eyes; sudden trouble walking, dizziness, loss of balance or coordination; and sudden severe headache with no known cause; and

WHEREAS: Americans are more aware of the risk factors and warning signs for stroke than in the past, but according to a recent survey, one-third of adults cannot identify any symptoms; and

WHEREAS: Studies show that the quick actions by EMS professionals are instrumental in saving lives from stroke and producing better outcomes for stroke survivors, but more than a third of stroke patients fail to use EMS; and

WHEREAS: New and effective treatments have been developed to treat and minimize the severity and damaging effect of strokes, but much more research is needed, therefore be it

RESOLVED: That the TIOGA COUNTY LEGISLATURE does hereby Proclaim and designate the month of May 2015 as:

AMERICAN STROKE MONTH IN TIOGA COUNTY

and urges all the citizens of our County to familiarize themselves with the risk factors associated with stroke, recognize the warning signs and symptoms, and on the first signs of a stroke dial 9-1-1 immediately so that we might begin to reduce the devastating effects of stroke on our population.

Legislator Standinger spoke. "What the proclamation entails on Stroke Month is recognition of stroke as a major health issue. I happen to know a little bit about it. May 6 of 2009 I was involved in a minor accident in Albany and as a result of that I suffered a massive stroke, but lucky for me I got fast medical care and I recovered, at least to some extent, but I still struggle a little bit with it. It is a very difficult transition and there are people that I do not like in this world, but I would not wish that on my worst enemy. It is not a good thing to do. Identifying the symptoms of stroke is very important and I tell you all if you see someone who is having problems please get them some medical attention. It may save their life or their brain. Thank you."

PROCLAMATION

WHEREAS: People who are elderly or have disabilities have contributed to the general welfare of Tioga County by helping to preserve customs, convictions, and traditions of many people from diverse backgrounds; and

WHEREAS: These residents are vital and integral members of our society and their wisdom and experience have enriched our lives; and

WHEREAS: The health and well-being of disabled and elderly people in our county should be one of our highest priorities and of concern to all Americans; and

WHEREAS: People who are elderly or have disabilities are among the most important resources of our county, and it is fitting that we recognize the need to protect their health, safety, and rights; and

WHEREAS: Abuse of the elderly and people with disabilities in domestic and institutional settings is a wide-spread problem, affecting hundreds of thousands of people across the country; and

WHEREAS: Elder abuse is underreported because the elderly who are being abused find it very difficult to tell anyone and are usually ashamed and sometimes afraid; and

WHEREAS: Elder abuse happens to men and women of all income levels, all cultural and ethnic groups, whether they are in good health or incapacitated in some way, in poor neighborhoods and in suburbia; and

WHEREAS: Many of the cases investigated by Adult Protective Services in New York involve self-neglect and it is our duty as citizens to reach out to people in need; now therefore

THE TIOGA COUNTY LEGISLATURE does hereby proclaim the month of May 2015 to be

Elder Abuse Prevention Month

in Tioga County, and urge all citizens to work together to help reduce abuse and neglect of people who are elderly or have disabilities.

FOSTER CARE RECOGNITION MONTH PROCLAMATION

WHEREAS: The Tioga County foster family serves as a source of love, identity, self-esteem and support for children in Tioga County; and

WHEREAS: There are 23 children in foster care in Tioga County, 9 of these children are in foster homes; and

WHEREAS: We have 19 certified foster homes in Tioga County; and

WHEREAS: Numerous public and private agencies work to increase the public's awareness of the needs of children in foster care, and the enduring and valuable contribution of foster parents; and

WHEREAS: It is appropriate to recognize all those who volunteer their talents and energies on behalf of children in foster care, the foster parents who serve these children and the professional staff dedicated to ensuring these children have a stable and safe foster family environment; now therefore

THE TIOGA COUNTY LEGISLATURE hereby Proclaims May 2015, as

FOSTER CARE RECOGNITION MONTH

in Tioga County and call upon all citizens, community agencies, religious organizations, medical facilities and businesses to increase their participation in our efforts to recognize foster parents in Tioga County.

2015 PROCLAMATION

Mental Health Awareness Month & Children's Mental Health Week

Whereas: The citizens of Tioga County value the overall health and well-being of all the residents of Tioga County they are proud to support the observance of Mental Health Awareness Month and Children's Mental Health Week; and

Whereas: Mental Health is essential to everyone's overall health and well-being; and

Whereas: Mental illness is the leading illness-related cause of disability, a major cause of death through suicide, a factor in school failure, a contributor of poor overall health, incarceration, and homelessness; and

Whereas: Mental illness in adults and serious emotional and mental health disorders in children and youth are real and treatable.

Whereas: There is evidence that early intervention, family-centered care for children, and person centered treatment for adults can result in reduction and management of symptoms such that individuals with mental illness can live full, productive and meaningful lives in their communities; and

Whereas: Children and youth with mental health challenges, along with their families, deserve access to services and supports that are family driven, youth guided and culturally appropriate; and

Whereas: There is an expectation of hope, healing and recovery for the citizens of Tioga County who experience symptoms of mental illness, and

Whereas: Tioga County has made a commitment to a community-based system of care that promotes values of acceptance, dignity and social inclusion for individuals of all ages; therefore

THE TIOGA COUNTY LEGISLATURE does hereby ask all residents of our county to join in declaring May 2015 as *Mental Health Awareness Month* and May 3rd – 9th, 2015 as *Children’s Mental Health Week* in Tioga County.

There was no privilege of the floor.

The list of audited bills was submitted and is summarized as follows:

<u>Code</u>	<u>Description</u>	<u>Equipment</u>	<u>Expense</u>
A1010	Legislative Board		326.72
A1165	District Attorney		29,226.51
A1170	Public Defender		2,100.40
A1172	Assigned Counsel		22,162.17
A1173	ILS Grant	1,342.13	957.44
A1185	Medical Examiners/Coroners		2,927.43
A1325	Treasurer		536.00
A1355	Assessments		2,561.73
A1362	Tax Advertising and Expense		4,719.76
A1364	Expense of County Owned Property		426.17
A1410	County Clerk		321.21
A1420	Law		11,333.71
A1430	Personnel		3,333.15
A1450	Elections		274.33
A1490	Public Works Administration		45.53
A1620	Buildings		120,402.47
A1621	Buildings		34,263.18
A1680	Information Technology		12,680.41
A2490	Community College Tuition		223,728.46
A2960	Education of Handicapped Children		297,865.54
A3020	Public Safety Comm E911 System		4,411.73
A3110	Sheriff	3,300.00	19,343.66
A3140	Probation		295.51
A3146	Sex Offender Program		10,320.00
A3150	Jail		27,779.58
A3315	Special Traffic Programs	20,000.00	4,074.70
A3410	Fire	638.93	4,875.05
A3640	Emergency Mgmt Office		1,232.83
A4011	Public Health Administration		14,183.89
A4012	Public Health Education		800.00
A4042	Rabies Control		774.00
A4044	Early Intervention		528.40
A4053	Preventive/Primary Health Services		251.50
A4064	Managed Care-Dental Services		15,466.94
A4070	Disease Control		4,317.97

A4090	Environmental Health	686.82
A4210	Alcohol and Drug Services	9,398.03
A4211	Council on Alcoholism	10,990.33
A4309	Mental Hygiene Co Administration	9,566.61
A4310	Mental Health Clinic	87,118.88
A4320	Crisis Intervention Services	11,665.09
A4321	Intensive Case Management	2,668.58
A4322	Suicide Prevention	3,359.25
A6010	Social Services Administration	147,216.53
A6422	Economic Development	4,432.26
A6510	Veterans' Service	867.00
A6610	Sealer Weights/Measures	149.27
A8020	Planning	2,227.50
A8745	Flood & Erosion Grant	117,825.75
A8752	NYS Ag Market Grant	5,200.00
A9060	Health Insurance	6,712.59
SOLID WASTE FUND		95,433.78
SPECIAL GRANT FUND		8,725.19
LIABILITY INSURANCE FUND		8,904.71
COUNTY ROAD FUND		50,183.94
CAPITAL FUND		590,303.91
SELF-INSURANCE FUND		<u>19,025.54</u>
GRAND TOTAL		\$ 2,096,790.70

Legislator Hollenbeck made a motion to approve the minutes of April 14 & 23, 2015, seconded by Legislator Monell, and carried.

Chair Sauerbrey stated that all Legislative Committees met this month and the minutes are or will be on file with the Clerk of the Legislature.

Legislator Sullivan moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO:

LEGISLATIVE WORKSESSION

RESOLUTION NO. 114-15

*RESOLUTION IN SUPPORT OF STATE
ASSEMBLY BILL NO. 3558 REGARDING
THE REDEFINITION OF SECTION 60 OF
THE GENERAL CONSTRUCTION LAW*

WHEREAS: County Law §214 (2) provides that “The Legislature shall annually designate at least two newspapers published within the County as official newspapers for the publication of all local law, notices, and other matters required by law to be published”; and

WHEREAS: General Construction Law §60(a) defines “newspapers” as a paper printed and distributed, and among other factors “has a paid circulation”; and

WHEREAS: At the present time there are several newspapers that are printed and distributed in Tioga County, but which do not have a paid circulation; and

WHEREAS: State Assembly Bill No. 3558 proposes an amendment to General Construction Law §60(a) to remove the language “has a paid circulation” from the definition of newspapers; and

WHEREAS: The Tioga County Legislature desires to express its full support of State Assembly Bill No. 3558, which will afford Counties more flexibility and options for designating official newspapers for legal advertisements and notices in order to fulfill the requirements of County Law §214 (2); therefore be it

RESOLVED: That the Tioga County Legislature expresses its full support for New York State Assembly Bill No. 3558 and urges the New York State Senate to propose an identical bill for enactment by the State Legislature; and be it further

RESOLVED: That the Clerk of the Tioga County Legislature be and hereby is authorized and directed to forward copies of this resolution to the New York State Association of Counties, Senator Thomas Libous and Assemblyman Christopher Friend.

ROLL CALL VOTE

Yes – Legislators Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standinger.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Weston moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: PUBLIC SAFETY COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 115-15 *AUTHORIZE THE SUBMISSION OF
PTS (POLICE TRAFFIC SERVICES)
GRANT APPLICATION
SHERIFF'S OFFICE*

WHEREAS: The NYS Governor's Traffic Safety Council has announced a FY'16 PTS (Police Traffic Services) grant; and

WHEREAS: Applications for this grant must be received no later than May 15, 2015; and

WHEREAS: County Policy #47 requires that a resolution be approved before any such grant applications are submitted; therefore be it

RESOLVED: That the Tioga County Sheriff's Office be authorized to submit the appropriate grant application for the purpose of securing this funding, and authorizes the Chair of the Legislature to sign such application.

ROLL CALL VOTE

Yes – Legislators Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standinger.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Weston moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: PUBLIC SAFETY COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 116-15 *AUTHORIZE THE SUBMISSION OF CHILD
PASSENGER SAFETY PROGRAM
APPLICATION
SHERIFF'S OFFICE*

WHEREAS: The Department of Criminal Justice Services (DCJS) has announced the FY'16 Child Passenger Safety Program funding for Tioga County Law Enforcement in the amount of \$2,800; and

WHEREAS: An application of these monies must be received no later than May 15, 2015; and

WHEREAS: County Policy #47 requires that a resolution be approved before any such grant applications are submitted; therefore be it

RESOLVED: That the Tioga County Sheriff's Office be authorized to submit the appropriate grant application for the purpose of securing this funding, and authorizes the Chair of the Legislature to sign such application.

ROLL CALL VOTE

Yes – Legislators Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standinger.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Weston moved for the adoption of the following resolution, seconded by Legislator Standinger.

REFERRED TO: PUBLIC SAFETY COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 117-15 *AUTHORIZE THE SUBMISSION OF 2015 NYS
SHSP SLETPP GRANT -
SHERIFF'S OFFICE*

WHEREAS: NYS Division of Homeland Security and Emergency Services has announced the FY'15 SHSP SLETPP Grant funding for Tioga County Law Enforcement in the amount of \$17,500; and

WHEREAS: An application of these monies must be received no later than May 1, 2015; and

WHEREAS: County Policy #47 requires that a resolution be approved before any such grant applications are submitted; therefore be it

RESOLVED: That the Tioga County Sheriff's Office be authorized to submit the appropriate grant application for the purpose of securing this funding, and authorizes the Chair of the Legislature to sign such application.

ROLL CALL VOTE

Yes – Legislators Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standinger.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Weston moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: PUBLIC SAFETY COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 118-15 *AUTHORIZE THE SUBMISSION OF
HOMELAND SECURITY GRANT
APPLICATION (SHSP 15)
EMERGENCY MANAGEMENT*

WHEREAS: The Office of Homeland Security has issued a grant of \$70,000 to the Tioga County Office of Emergency Management. The grant will be used for communications; 25% of the monies will be appropriated to the Sheriff's Office (\$17,500) and 75% to Emergency Management (\$52,500); and

WHEREAS: County Policy # 47 requires that a resolution be approved before any such grant applications are submitted; and

WHEREAS: The Homeland Security Grant application needed to be submitted by May 1st, due to the short notification by the State, so verbal legislative approval was received and this resolution is being presented to follow county protocols; therefore be it

RESOLVED: That the Tioga County Emergency Management Office be authorized to apply for this grant.

ROLL CALL VOTE

Yes – Legislators Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standinger.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Weston moved for the adoption of the following resolution, seconded by Legislator Standinger.

REFERRED TO:

PUBLIC SAFETY COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 119-15

*AUTHORIZE THE SUBMISSION OF
HOMELAND SECURITY GRANT
APPLICATION (EMPG 15)
EMERGENCY MANAGEMENT*

WHEREAS: The Office of Homeland Security has issued a grant of \$24,236 with 50% matching funds to the Tioga County Office of Emergency Management. The grant will be used to reimburse salaries of Emergency Management personnel; internet for EOC; and equipment; and

WHEREAS: County Policy # 47 requires that a resolution be approved before any such grant applications are submitted; therefore be it

RESOLVED: That the Tioga County Emergency Management Office be authorized to apply for this grant.

ROLL CALL VOTE

Yes – Legislators Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standinger.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Weston.

REFERRED TO: PUBLIC WORKS COMMITTEE

RESOLUTION NO. 120-15 *AUTHORIZE TIOGA COUNTY MATERIALS RECOVERY MANAGER TO APPLY FOR A REGIONAL ECONOMIC DEVELOPMENT COUNCIL GRANT FOR A CONSTRUCTION AND DEMOLITION (C&D) RECYCLING FACILITY*

WHEREAS: The Regional Economic Development Council has announced the availability of grant funds through the NYS Consolidated Funding Application (CFA); and

WHEREAS: There are no Construction and Demolition (C&D) Recycling Facilities within the Southern Tier; and

WHEREAS: Taylor Garbage, Inc. would like to have a C&D Recycling Facility designed and installed at their site in Apalachin; and

WHEREAS: A C&D Recycling Facility would:

- increase diversion of C&D waste from 25% to 75%
- divert 2,876 tons of solid waste from landfills
- reduce greenhouse gases (GHG) by 3,089 metric tons per year
- create spin-off opportunities such as a biomass brick/wood pellets processor and a compost facility
- creation of up to 20 new jobs with benefits
- increase in tax base; and

WHEREAS: Taylor Garbage would own, operate and pay all local shared costs related to receiving the said grant; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the Materials Recovery Manager to apply and administer said grant.

ROLL CALL VOTE

Yes – Legislators Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standinger.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Weston.

REFERRED TO:

PUBLIC WORKS

RESOLUTION NO. 121-15

AWARD CONSTRUCTION

ELLIS CREEK RD. BRIDGES

BIN: 3334880 & BIN: 3334900

WHEREAS: Tioga County bonded for a program for rehabilitation of various bridges within the County; and

WHEREAS: Funding is available for the construction of the Ellis Creek Rd. Bridges; and

WHEREAS: The Commissioner of Public Works received sealed bids on April 15, 2015 and bids were as follows:

Economy Paving	Cortland, NY	\$1,030,000.30
FAHS Construction	Binghamton, NY	\$1,434,057.21
Procon Construction	Vestal, NY	\$1,155,000.02
R. DeVincentis Constr.	Binghamton, NY	\$1,162,000.00
Silverline Construction	Burdett, NY	\$ 919,687.00
Vector Construction	Cicero, NY	\$1,186,023.83

And

WHEREAS: McFarland Johnson, Binghamton, NY have completed the review of the bids and finds the low bidder Silverline Construction, Burdett, NY meets all of the qualifications of the bid specifications; therefore be it

RESOLVED: That the Tioga County Legislature authorize awarding the bid to Silverline Construction, Burdett, NY not to exceed \$919,687.00 to be paid out of the following accounts:

Ellis Creek Rd. Bridge BIN: 3334880	Acct. H2014.01	\$459,843.50
Ellis Creek Rd. Bridge BIN: 3334900	Acct. H2013.06	\$459,843.50

ROLL CALL VOTE

Yes – Legislators Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standinger.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO:

PUBLIC WORKS

RESOLUTION NO. 122-15

*APPOINT GARY HAMMOND
TIOGA COUNTY'S RESPONSIBLE
LOCAL OFFICIAL (RLO) TO THE
NYSDOT'S REGIONAL LOCAL
PROJECT LIAISON (RLPL)*

WHEREAS: Tioga County has Federal-Aid and State-Aid bridge projects; and

WHEREAS: NYSDOT requires a local official be appointed to oversee and make sure our Federal-Aid and State-Aid projects are civil rights compliant; and

WHEREAS: NYSDOT has a special software for this; and

WHEREAS: It is necessary to appoint a local official to receive a log-in and password to use the software; therefore be it

RESOLVED: That the Tioga County Legislature appoint Gary Hammond, Commissioner of Public Works to be Tioga County's Responsible Local Official (RLO).

ROLL CALL VOTE

Yes – Legislators Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standinger.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Case moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. 123-15 *APPOINT MEMBER TO THE TIOGA COUNTY LOCAL DEVELOPMENT CORPORATON (TCLDC)*

WHEREAS: Kim Depew has resigned from the Tioga County Local Development Corporation as of November 6, 2015; and

WHEREAS: The Tioga County Local Development Corporation Board of Directors has found Jon Ward willing and able to fill said vacancy; therefore be it

RESOLVED: That the Tioga County Legislature hereby appoint Jon Ward to fill said vacancy and serve the remainder of Kim Depew's unexpired term effective 5/13/15 – 3/31/16.

ROLL CALL VOTE

Yes – Legislators Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standingier.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Case moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. 124-15 *RESOLUTION IN SUPPORT OF TIOGA DOWNS FOR SELECTION AS EASTERN SOUTHERN TIER REGION CASINO GAMING LICENSE AWARDEE*

WHEREAS: In November 2013, New York State voters approved a constitutional amendment to allow casino gaming in the State; and

WHEREAS: Tioga County voters showed overwhelming support of said constitutional amendment with 69.2% of voters in favor; and

WHEREAS: Tioga Downs has already proven to be a valued community partner by way of job creation, capital investment and revenue generated; and

WHEREAS: Tioga Downs owner has also shown experience in the gaming industry, not only at the existing facility in Tioga County but also in other facilities across New York State; and

WHEREAS: In anticipation of the passing of the Upstate New York Gaming and Economic Development Act, Tioga Downs has made substantial improvements to their already existing facility located in Tioga County; and

WHEREAS: The Tioga Downs existing facility is centrally located within the identified Eastern Southern Tier Region to best serve all residents of the region; and

WHEREAS: Tioga County previously endorsed the prospect of Tioga Downs being awarded the Eastern Southern Tier Region Gaming License; and

WHEREAS: Tioga County wishes to reiterate its support and commitment to Tioga Downs being awarded the Eastern Southern Tier Region Gaming License; and

WHEREAS: An expanded Tioga Downs facility will serve as a benefit to Tioga County and the Southern Tier; therefore be it

RESOLVED: That the Tioga County Legislature pass this resolution in support of Tioga Downs being awarded the Eastern Southern Tier Region Gaming License; and be it further

RESOLVED: That in furtherance of the above goals, Tioga County hereby agrees to the location of a Gaming Facility at Tioga Downs within the Town of Nichols, County of Tioga; and be it further

RESOLVED: That the Clerk to the Legislature shall send a copy of the resolution to Governor Andrew Cuomo, Senator Thomas Libous, Assemblyman Christopher Friend and Assemblywoman Donna Lupardo.

ROLL CALL VOTE

Yes – Legislators Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standinger.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Case moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. 125-15 *ADOPT TIOGA COUNTY AGRICULTURAL &
FARMLAND PROTECTION PLAN UPDATE
AND SEQR NEGATIVE DECLARATION*

WHEREAS: Tioga County Department of Economic Development and Planning has developed a draft Agriculture and Farmland Protection Plan in accordance with Article 25AAA of the NYS Agriculture and Markets Law; and

WHEREAS: Per said law, the Tioga County Legislature has held a public hearing and has considered public input stated; and

WHEREAS: The Tioga County Agricultural and Farmland Protection Board has provided input and reviewed the document and recommends via resolution that the Tioga County Legislature adopt the Plan Update; and

WHEREAS: Tioga County Planning has prepared a short environmental assessment form to evaluate environmental impacts of the Plan Update that has revealed no significant adverse environmental impacts; therefore be it

RESOLVED: That the Tioga County Legislature hereby adopts the Tioga County Agricultural and Farmland Protection Plan Update of 2015 and associated negative SEQR declaration.

ROLL CALL VOTE

Yes – Legislators Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standinger.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: ADMINISTRATIVE SERVICES COMMITTEE
FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 127-15 MORTGAGE TAX DISTRIBUTION

RESOLVED: That the mortgage tax report for the period October 1, 2014 to March 31, 2015 be and it hereby is accepted; further

RESOLVED: That the County Treasurer be authorized and directed to pay to the Supervisors of the several Towns and the Treasurers of the several Villages the amounts apportioned to them as follows:

Barton (Town)	\$ 21,589.92
Berkshire (Town)	5,063.55
Candor (Town)	16,073.22
Candor (Village)	2,515.47
Newark Valley (Town)	6,758.23
Newark Valley (Village)	1,912.94
Nichols (Town)	7,926.90
Nichols (Village)	1,371.47
Owego (Town)	73,935.24
Owego (Village)	10,007.94
Richford (Town)	1,953.92
Spencer (Town)	9,826.53
Spencer (Village)	1,706.39
Tioga (Town)	13,575.42
Waverly (Village)	<u>14,507.01</u>
	\$188,724.15

ROLL CALL VOTE

Yes – Legislators Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standingier.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Weston.

REFERRED TO: FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 128-15 *AMEND POLICY 22*
“RIGHT TO KNOW”

WHEREAS: Policy 22 Right To Know needs to be amended to reflect changes to the OSHA Hazard Communication Standard; therefore be it

RESOLVED: That Tioga County Right to Know Policy 22 is hereby amended to reflect the following:

1. All references to MSDS shall now read “SDS”;
2. All references to Material Safety Data Sheet shall now read “Safety Data Sheet”;
3. Section II, paragraph C is amended to read:
“Department Heads or designees are to ensure that all hazardous chemicals in the department are properly labeled. The label should list at least the product identifier, signal word, hazard statement(s), pictogram(s), pre-cautionary statement(s) and the name, address and telephone number of the manufacturer or other responsible party. Immediate use containers do not require labeling. Product identifier and words, pictures, symbols, or combination thereof, which provide at least general information regarding the hazards of the chemicals and which, in conjunction with the other information immediately available to employees under the hazard communication program, will provide employees with the specific information regarding the physical and health hazards of the hazardous chemical. Contractors using chemicals in their work for the County shall provide SDS sheets to the department (for inclusion in the department's SDS file) they are doing work for and a copy of said sheet will be provided to the Safety Officer for the master file.”;

And be it further

RESOLVED: That the remainder of Tioga County Right To Know Policy 22 shall remain in full force and effect.

ROLL CALL VOTE

Yes – Legislators Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standingger.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Monell moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: PERSONNEL COMMITTEE

RESOLUTION NO. 129-15 ADOPT LOCAL LAW NO. 1 OF 2015

WHEREAS: A public hearing was held on May 7, 2015, following due notice thereof to consider the adoption of Local Law Introductory No. A of the Year 2015 A Local Law establishing the salary for the Offices of County Clerk and County Sheriff for the four year term of office commencing January 1, 2016 and continuing through and including December 31, 2019; and

WHEREAS: It is in the best interests of the residents of Tioga County to adopt such Local Law which will Local Law No. 1 of 2015; therefore be it

RESOLVED: That the following Local Law be and hereby is adopted;

County of Tioga

Local Law No. 1 of the Year 2015.

A Local Law establishing the salary for the Offices of County Clerk and County Sheriff for the four year term of office commencing January 1, 2016 and continuing through and including December 31, 2019.

Be It Enacted by the Legislature of the County of Tioga as follows:

SECTION 1: PURPOSE

As set forth at Local Law No. 3 of 2003, the annual salary for the elected public offices of County Clerk and County Sheriff shall not be increased during a term of office.

Accordingly, it is the purpose and intent of this Local Law to establish the salary for the Offices of County Clerk and County Sheriff for the four-year term of office commencing January 1, 2016 and continuing through and including December 31, 2019.

SECTION 2: ANNUAL SALARY

A) The annual salary for the Offices of County Clerk and County Sheriff for the term of office beginning January 1, 2016 and continuing through and including December 31, 2019 is hereby established as follows:

- | | |
|-------------------|----------|
| 1. County Clerk | \$63,000 |
| 2. County Sheriff | \$83,000 |

SECTION 3: SEVERABILITY

If any clause, sentence, phrase, paragraph, subdivision, section, rule or part of this ordinance shall be adjudged by any Court or Agency of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, phrase, paragraph, subdivision, section, rule or part thereof directly involved in the controversy in which such judgment shall have been rendered.

SECTION 4: EFFECTIVE DATE

This Local law shall take effect January 1, 2016.

And be it further

RESOLVED: That the Clerk of the Legislature be and hereby is directed, pursuant to Local Law No. 4 of 1992, to cause to be published in the official newspapers of the County of Tioga a synopsis of such Local Law, such synopsis to be within ten days after adoption of the Local Law; and be it further

RESOLVED: That the Clerk of the Legislature be and hereby is directed within five days after adoption of such Local Law to cause the Local Law to be filed as required by the Municipal Home Rule Law Section 27.

ROLL CALL VOTE

Yes – Legislators Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, and Roberts.

No – Legislator Standinger.

Absent – None.

RESOLUTION ADOPTED.

Legislator Monell moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: PERSONNEL COMMITTEE

RESOLUTION NO. 130-15 ADOPT LOCAL LAW NO. 2 OF 2015

WHEREAS: A public hearing was held on May 7, 2015, following due notice thereof to consider the adoption of Local Law Introductory No. B of the Year 2015 A Local Law amending Local Law No. 2 of 1956 and Local Law No. 1 of 1963 with respect to the Reserve Fund for the Tioga County Self Insurance Plan; and

WHEREAS: It is in the best interests of the residents of Tioga County to adopt such Local Law which will Local Law No. 2 of 2015; therefore be it

RESOLVED: That the following Local Law be and hereby is adopted;

County of Tioga

Local Law No. 2 of the Year 2015.

A Local Law amending Local Law No. 2 of 1956 and Local Law No. 1 of 1963 with respect to the Reserve Fund for the Tioga County Self-Insurance Plan.

Be It Enacted by the Legislature of the County of Tioga as follows:

SECTION 1:

That from the effective date hereinafter set forth Subdivision E of Section 1 of Local Law No. 2 of 1956 and Local Law No. 1 of 1963 as amended is hereby amended to read as follows:

E. A reserve of \$6,000,000.00 is hereby established for the Plan. Such amount may be accumulated by the inclusion in each annual estimate a sum not exceeding 2% of the total annual estimate, or by the transfer to said reserve of unexpended balances in current funds, or by the addition to said reserve of income earned from the investment of the funds in such reserve, or by such combination of said methods as the Workers' Compensation Committee may deem proper.

When the amount of the reserve is at a maximum, any amount expended therefrom shall be restored by one or more of the aforesaid methods, as said Committee may deem proper.

SECTION 2:

This Local Law shall become effective upon filing the law pursuant to Section 27 of the Municipal Home Rule Law of the State of New York.

And be it further

RESOLVED: That the Clerk of the Legislature be and hereby is directed, pursuant to Local Law No. 4 of 1992, to cause to be published in the official newspapers of the County of Tioga a synopsis of such Local Law, such synopsis to be within ten days after adoption of the Local Law; and be it further

RESOLVED: That the Clerk of the Legislature be and hereby is directed within five days after adoption of such Local Law to cause the Local Law to be filed as required by the Municipal Home Rule Law Section 27.

ROLL CALL VOTE

Yes – Legislators Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standinger.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Weston moved for the adoption of the following resolution, seconded by Legislator Standinger.

REFERRED TO: PUBLIC SAFETY COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 132-15 *DECREASE HOURS OF DEPUTY DIRECTOR OF EMERGENCY PREPAREDNESS; AUTHORIZE CREATION AND FILLING OF ADDITIONAL DEPUTY DIRECTOR POSITION EMERGENCY MANAGEMENT OFFICE*

WHEREAS: Resolution 136-14 authorized the increase in hours for the Deputy Director of Emergency Preparedness due to increased responsibilities associated with grant writing, municipal meetings, and day-to-day operations of the office; and

WHEREAS: Said duties remain, but the Director of Emergency Preparedness would like to split duties associated with the Deputy Director's role between two part-time positions which will work a combined total of 12 - 16 hours per week; therefore be it

RESOLVED: That the hours of the position, Deputy Director of Emergency Preparedness, shall be reduced to an average of 6 – 8 hours per week, resulting in a decrease in the 2015 annual hiring range from \$10,029 – \$10,279 to \$5,015 - \$5,140; and be it further

RESOLVED: That the current incumbent, Michael Simmons, shall have his 2015 annual salary adjusted from \$9,792 to \$5,050 effective May 13, 2015, to reflect the reduced hours; and be it further

RESOLVED: That the Tioga County Legislature authorizes the creation of an additional part-time, Deputy Director of Emergency Preparedness position effective May 13, 2015, to be filled from the appropriate civil service eligible list at an annual salary of \$5,015; and be it further

RESOLVED: That the 2015 authorized part-time headcount figures for the Department of Emergency Preparedness shall increase from 2 to 3.

ROLL CALL VOTE

Yes – Legislators Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standinger.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Weston moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO:

PUBLIC SAFETY COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 133-15

*CREATE AND FILL PART TIME
EMERGENCY MEDICAL TECHNICIAN
(EMT) INSTRUCTOR
DEPARTMENT OF FIRE*

WHEREAS: Legislative approval is required for the creation of any new positions within Tioga County; and

WHEREAS: Due to a recent IRS audit, the Tioga County Fire Coordinator has a need to create an additional part-time EMT Instructor position, which will be paid from payroll rather than as a contractor; therefore be it

RESOLVED: That the Tioga County Legislature hereby authorizes the creation and filling of one, (1) part-time EMT Instructor position effective May 13, 2015, at the rate of \$10.00 per hour; and be it further

RESOLVED: That the Department of Fire's 2015 authorized, part-time headcount shall increase from 10 to 11.

ROLL CALL VOTE

Yes – Legislators Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standinger.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Standinger moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: HEALTH & HUMAN SERVICES
COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 134-15 APPROVE SALARY ABOVE HIRING
BASE FOR CASEWORKER
DEPARTMENT OF SOCIAL SERVICES

WHEREAS Tioga County Resolution 211-99 requires Legislative approval for any appointments made above an established base salary amount; and

WHEREAS: The Commissioner of Social Services recently backfilled a vacant Caseworker position effective May 4, 2015, with a well-qualified candidate who has over 10 years of counseling and casework experience; and

WHEREAS: The Department of Social Services will benefit from this experience and the Commissioner of Social Services would like to compensate the employee accordingly; therefore be it

RESOLVED: That the Tioga County Legislature hereby authorizes the annual salary of Thomas Lacey, Caseworker, be set at \$39,715 effective retroactive to May 4, 2015; and be it further

RESOLVED: That said salary is the maximum starting rate for CSEA salary grade XI and includes the contractual increments otherwise received for 2 and 5 years of service.

ROLL CALL VOTE

Yes – Legislators Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standinger.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Sullivan moved for the adoption of the following resolution, seconded by Legislator Roberts.

REFERRED TO: PERSONNEL COMMITTEE
PUBLIC WORKS COMMITTEE

RESOLUTION NO. 135-15 *AUTHORIZE APPOINTMENT OF COMMISSIONER OF
PUBLIC WORKS
(PUBLIC WORKS)*

WHEREAS: The Commissioner of Public Works position became vacant as of March 23, 2015; and

WHEREAS: Resolution 109-15 authorized the appointment of Gary Hammond as the interim Commissioner until a permanent appointment was made; and

WHEREAS: The recruitment process for said position has concluded and the interview committee has determined the most appropriate candidate to appoint; therefore be it

RESOLVED: That Gary Hammond is hereby appointed Commissioner of Public Works effective May 13, 2015, at an annual salary of \$86,071, and will serve a one-year probationary period; and be it further

RESOLVED: That upon successful completion of said probationary period, Mr. Hammond will be eligible for appointment to a four-year year term as Commissioner of Public Works.

ROLL CALL VOTE

Yes – Legislators Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standinger.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Huttleston made a motion to have the following late-filed resolution considered, seconded by Legislator Case and carried.

Legislator Huttleston moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: ADMINISTRATIVE SERVICES COMMITTEE

RESOLUTION NO. 136-15 *AUTHORIZE CREATION AND FILLING OF ONE (1)
FULL-TIME RECORDING CLERK
COUNTY CLERK'S OFFICE*

WHEREAS: Legislative approval is required for the creation of any new position within Tioga County; and

WHEREAS: The County Clerk has been informed by one of his current, full-time Recording Clerk incumbents that she intends to retire from Tioga County in either late 2015 or early 2016; and

WHEREAS: The County Clerk would like to modify his authorized headcount by utilizing part-time staff in a full-time capacity in order to ensure adequately staffing in light of this future change; therefore be it

RESOLVED: That the County Clerk is hereby authorized to create and provisionally fill one (1) full-time Recording Clerk position, effective May 13, 2015, at an annual salary of \$26,189 (CSEA salary grade V) pending the outcome of the recent civil service examination; and be it further

RESOLVED: That the County Clerk's authorized 2015 full-time headcount shall increase from 10 to 11; and be it further

RESOLVED: That the vacant part-time Recording Clerk position, resulting from the County Clerk's reassignment of staff to full-time, shall remain unfilled until the retirement of a full-time Recording Clerk; and be it further

RESOLVED: That upon said retirement, one (1) vacant Recording Clerk position shall be abolished and will then cause the County Clerk's authorized headcount to decrease from 11 to 10.

ROLL CALL VOTE

Yes – Legislators Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standinger.

No – None.

Absent – None.

RESOLUTION ADOPTED.

The meeting was adjourned at 12:29 P.M.

Second Special Meeting
May 21, 2015

The Second Special Meeting of 2015 was called to order by the Chair at 10:00 A.M. All Legislative members were present.

Chair Sauerbrey asked Legislator Sullivan for a moment of prayer. "Dear Lord, we ask you to watch over us and guide us as we conduct the County's business, not only today, but every day, that we work on behalf of our residents. Please keep us mindful of the wants and needs of and the cost impact to our residents."

Legislator Sullivan led all Legislators and those in attendance in the Pledge of Allegiance.

There were six people in attendance.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Standingger.

REFERRED TO: PERSONNEL COMMITTEE

RESOLUTION NO. 137-15 *RATIFY CSEA 2015-2017 COLLECTIVE
BARGAINING AGREEMENT*

WHEREAS: The current Collective Bargaining Agreement between Tioga County and CSEA expired December 31, 2014; and

WHEREAS: Teams representing both parties have been negotiating a successor agreement since August 2014; and

WHEREAS: A tentative agreement between the two parties was reached at the April 28, 2015 mediation session; and

WHEREAS: The CSEA membership ratified the agreement on May 13, 2015; and

WHEREAS: The County Legislature supports the terms of the 3 year contract; therefore be it

RESOLVED: That the Tioga County Legislature hereby ratifies the tentative CSEA contract for the period January 1, 2015 through December 31, 2017; and be it further

RESOLVED: That the Chair of the Legislature, along with the Sheriff, is hereby authorized to sign the Agreement as a joint employer; and be it further

RESOLVED: That the Tioga County Legislature does hereby agree to implement the funds necessary to carry out the terms and provisions of said contract, upon ratification by CSEA.

ROLL CALL VOTE

Yes – Legislators Weston, Case, Hollenbeck, Huttleston, Sauerbrey, Roberts, and Standing.

No – Legislators Sullivan and Monell.

Absent – None.

RESOLUTION ADOPTED.

Legislator Sullivan moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO:

LEGISLATIVE WORKSESSION

RESOLUTION NO. 138-15

*AUTHORIZE PURCHASE OF SOFTWARE
SYSTEM AND TRANSFER OF FUNDS
(PERSONNEL)*

WHEREAS: The Personnel Department has a software system used for all civil service aspects of their work, that was purchased in 1997; and

WHEREAS: Over the past two years, the software provider has failed to provide satisfactory support services; and

WHEREAS: There is an opportunity to streamline some payroll functions between the Personnel Department and the Treasurer's Office with the introduction of the new FMAS system, but Personnel's current software is not compatible with the MUNIS system; and

WHEREAS: Personnel has found a replacement software system that is comprehensive enough to handle all civil service needs as well as compatible with MUNIS; and

WHEREAS: There is money available for the purchase and support fee for this program in the Software Reserve account since the civil service module of the MUNIS system was not purchased from Tyler; therefore be it

RESOLVED: That the Personnel Officer is hereby authorized to enter into a contract with Discover eGov – Catalog & Commerce Solutions, LLC for purchase of their Civil Service Portal, conversion of current data in PSTek and technical support thereafter; and be it further

RESOLVED: That the purchase and support costs up to \$32,000 shall be paid from the Software Reserve account H878.04; and be it further

RESOLVED: That the Tioga County Legislature authorizes the Chief Accountant/Budget Officer to transfer funds out of the Software Reserve Account H878.04 into the dedicated H1430.21-620 Personnel Software Expense to fund the purchase of the Civil Service Portal software, data conversion, and technical support thereafter through Discover eGov – Catalog & Commerce Solutions, LLC.

ROLL CALL VOTE

Yes – Legislators Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standinger.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Sullivan moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: ADMINISTRATIVE SERVICES COMMITTEE

RESOLUTION NO. 139-15 *AUTHORIZE SALARY OF DEPUTY COUNTY CLERK
TEMPORARY APPOINTMENT
COUNTY CLERK'S OFFICE*

WHEREAS: Legislative approval is required to authorize the salary of an appointment to a position designated as non-union; and

WHEREAS: The position of Deputy County Clerk has been vacant since May 11, 2015 and the County Clerk would like to fill this non-union position on a temporary basis due to the upcoming election for County Clerk; therefore be it

RESOLVED: That the County Clerk is hereby authorized to fill the vacant Deputy County Clerk position at a rate of \$21.00 per hour with the appointment of Lila Hall effective May 22, 2015; and be it further

RESOLVED: That Ms. Hall's work hours shall vary but will not exceed 35 hours per week and that her appointment is temporary and may end once the 2015 election results for County Clerk have been finalized, but shall not continue beyond 12/31/15.

ROLL CALL VOTE

Yes – Legislators Sullivan, Weston, Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standinger.

No – None.

Absent – None.

RESOLUTION ADOPTED.

The meeting was adjourned at 10:03 A.M.

*Sixth Regular Meeting
June 9, 2015*

The Sixth Regular Meeting of 2015 was held on June 9, 2015 and was called to order by the Chair at 6:03 P.M. Eight Legislative members were present, Legislator Monell being absent.

Chair Sauerbrey asked Legislator Weston for a moment of prayer. "Would you please join me in a moment of silence to contemplate and pray for the impoverished and unfortunate children of the world."

Legislator Weston led all Legislators and those in attendance in the Pledge of Allegiance.

There were 16 people in attendance.

Chris Kallin presented Employee of the 2nd Quarter 2015 to Bill Jones of the Probation Department. "Good Evening. On behalf of the Tioga County Employee Recognition Committee I would like to thank the Legislature for their continued support of the program and to introduce our second quarter Employee of the Quarter Bill Jones.

"Bill began his employment with Tioga County on August 6, 2001 as a Probation Officer with a caseload consisting of juvenile delinquents and adult offenders. In 2004, Bill's caseload became concentrated with adult sexual offenders. He has had experience working with that population in a previous position that he held with the Chemung County ARC. Bill brings clear expectations and accountability to his caseload as well as compassion for the victims of the offenders that he supervises. On November 17, 2014 Bill was promoted to the position of Senior Probation Officer and in the Probation Department Bill also serves as Staff Development Officer. He maintains the records of all of the training hours of each member of the Department and he also researches trainings that would be appropriate for the other members of the Department.

"Bill is also a facilitator for the evidence-based "Thinking for a Change" Program that is mandated for high risk offenders with the hope that they are able to change their thinking when contemplating committing another offense. Bill's calm, caring, and compassionate demeanor is much appreciated in the Department, which is charged with supervising those who have offended against people in our community.

"Bill served in the United States Navy for four years. He is married to Deedee who is a teacher in the Owego Apalachin School District. Bill himself returned to college after his first son Reid was born often taking him to class with him. Reid is currently a teacher in Boston, Massachusetts. Bill and Deedee's second son Alex is a college student at SUNY Brockport. Bill is a very active member of the Owego United Methodist Church serving as both a Lay Leader and a Sunday School Teacher and is active also in the Allied Christians of Tioga Organization, which provides meals on Thursdays to anyone in need. Again, we want to congratulate Bill on his selection as Employee of the Quarter. Congratulations."

Joy Bennett, Probation Officer spoke. "I have been down at this space recently for other employee issues that were not this fun. I really appreciate tonight. Bill has one of the most difficult jobs in Probation because he works with a population of people that are not appreciated in society, that have a lot of baggage with them, that people do not want to endorse or help, so finding help for that particular population is difficult, and Bill has managed for the last several years now to manage this population with empathy, with strength, but yet with a sense of hope for change and rehabilitation, and reunification sometimes with family members. I really appreciate his steadfastness, his ability to just focus on the job and do the work, and not get involved sometimes in all the drama that surrounds him in our workspace, and he has just been a treasure to be a Director for the last few years. Thank you."

There was no privilege of the floor.

The list of audited bills was submitted and is summarized as follows:

<u>Code</u>	<u>Description</u>	<u>Equipment</u>	<u>Expense</u>
A1010	Legislative Board		242.49
A1165	District Attorney		10,747.07
A1170	Public Defender		2,061.37
A1172	Assigned Counsel		9,305.54
A1173	ILS Grant		349.98
A1325	Treasurer		1,473.47
A1355	Assessments		2,461.53
A1410	County Clerk		566.94
A1411	Department of Motor Vehicles		34.75
A1420	Law		6,352.50
A1450	Elections	149.99	493.79
A1620	Buildings		42,608.23
A1621	Buildings		18,874.20
A1680	Information Technology		5,854.99
A2490	Community College Tuition		105,637.80
A2960	Education of Handicapped Children		185,374.81

A3020	Public Safety Comm E911 System		4,426.87
A3110	Sheriff	2,246.58	15,905.05
A3140	Probation		18.00
A3146	Sex Offender Program		10,320.00
A3150	Jail		27,608.37
A3315	Special Traffic Programs		900.00
A3410	Fire		6,633.24
A3640	Emergency Mgmt Office		249.63
A4011	Public Health Administration		2,551.78
A4012	Public Health Education		3,443.04
A4042	Rabies Control		161.00
A4044	Early Intervention		4,126.00
A4050	Health Neighborhood Program		872.49
A4064	Managed Care-Dental Services		4,253.62
A4070	Disease Control		4,513.35
A4090	Environmental Health		150.73
A4210	Alcohol and Drug Services		821.34
A4211	Council on Alcoholism		11,235.48
A4309	Mental Hygiene County Admin		5,915.18
A4310	Mental Health Clinic		7,250.16
A4320	Crisis Intervention Services		14,659.67
A4321	Intensive Case Management		1,511.79
A6010	Social Services Administration		96,241.62
A6422	Economic Development		1,495.00
A6510	Veterans' Service		140.00
A6610	Sealer Weights and Measures		84.00
A7510	Historian		451.50
A9060	Health Insurance		604.65
SOLID WASTE FUND			4,054.35
SPECIAL GRANT FUND			1,040.39
COUNTY ROAD FUND			59,519.45
CAPITAL FUND			524,565.52
SELF-INSURANCE FUND			<u>1,300.00</u>
GRAND TOTAL			\$ 1,211,859.30

Legislator Hollenbeck made a motion to approve the minutes of May 7, 12, and 21, 2015, seconded by Legislator Sullivan, and carried.

Chair Sauerbrey made the following appointments to the Workforce Development Board:

Maureen Abbott, Public Sector – 7/1/15 – 6/30/18
 Economic Development & Planning Director, Public Sector – 7/1/15 – 6/30/18
 Commissioner of Social Services – 7/1/15 – 6/30/18

Chair Sauerbrey stated that all Legislative Committees met this month and the minutes are or will be on file with the Clerk of the Legislature.

Legislator Standinger moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 140-15 AMEND TIOGA EMPLOYMENT
 CENTER BUDGET

WHEREAS: The Tioga Employment Center, as part of the Broome-Tioga Workforce New York for employment and training services, is fully funded under the federal Workforce Investment Act; and

WHEREAS: The Tioga Employment Center computer lab laptops need to be replaced; and

WHEREAS: the Tioga Employment Center has funds in the current PY14 WIA budget to cover such replacement costs; and

WHEREAS: The Tioga Employment Center computer budget line does not have enough funds to cover the cost, but has available funds in other budget lines; therefore be it

RESOLVED: That the Tioga Employment Center budget be amended as follows:

From: CD6293.40-140- Contracting Services	\$5,400.00
---	------------

To: CD6293.20-90- Computer	\$5,400.00
----------------------------	------------

ROLL CALL VOTE

Yes – Legislators Weston, Case, Hollenbeck, Huttleston, Sauerbrey, Roberts, Standinger, and Sullivan.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

Legislator Standinger moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 141-15 APPROPRIATION OF FUNDS
SOCIAL SERVICES

WHEREAS: The County of Tioga has received State Operating Assistance (STOA) funds granted by the New York State Department of Transportation; and

WHEREAS: New York State Department of Transportation has granted these funds to be used to support mobility management services; and

WHEREAS: Tioga County has a contract with Rural Health Network of South Central New York to provide these services; and

WHEREAS: Appropriation of funds requires legislative approval; therefore be it

RESOLVED: That funding be appropriated as follows:

A 3090.10 State Aid-Bussing	\$ 137,506.56
A 5630.21 Bus Operations	\$ 137,506.56

ROLL CALL VOTE

Yes – Legislators Weston, Case, Hollenbeck, Huttleston, Sauerbrey, Roberts, Standinger, and Sullivan.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

Legislator Standinger moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 142-15 CONTINGENCY FUND REQUEST AND TRANSFER OF FUNDS MENTAL HYGIENE

WHEREAS: The Department of Public Works purchased two box culverts out of the 2014 budget; and

WHEREAS: The budget is short of funds for installation costs; and

WHEREAS: Public Works has a cost savings in 2015 due to Commissioner Kenneth Del Bianco retiring and the department has gone two months without a Deputy Commissioner; and

WHEREAS: The Director of Personnel verified that Public Works Administration Personnel Services A1490.10-10 has a net savings of \$20,385; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the following transfer:

From: A1490.10 – 10	Public Works Administration	\$18,000
To: H9950.93 - 715	Capital Fund	\$18,000
From: H5031.30	Inter Fund Transfer-All Other	\$18,000
To: H2013.04	Culvert Replacement	\$18,000

ROLL CALL VOTE

Yes – Legislators Weston, Case, Hollenbeck, Huttleston, Sauerbrey, Roberts, Standing, and Sullivan.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

Legislator Standing moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 144–15 *APPROVE FUNDING
2015 YOUTH BUREAU PROGRAM FUNDING
INCREASE*

WHEREAS: The Tioga County Legislature approves Youth Bureau program funding which is 100% reimbursable from the New York State Office of Children and Family Services; and

WHEREAS: The Tioga County Youth Bureau's 2015 program funding was initially approved by Resolution 106-15; and

WHEREAS: New York State Office of Children and Family Services has now increased funding for County sponsored Youth Bureau programs by \$3,881; and

WHEREAS: The Tioga County Youth Board has recommended the following programs have the previously approved allocations increased by the amounts below to utilize this increased allocation

Big Brothers Big Sisters	\$1,000
Tioga Central School District Summer Recreation	<u>\$2,881</u>
TOTAL	\$3,881

Therefore be it

RESOLVED: That the above programs, as recommended by the Tioga County Youth Board, be approved by the Tioga County Legislature for this increased funding in the amounts indicated above.

ROLL CALL VOTE

Yes – Legislators Weston, Case, Hollenbeck, Huttleston, Sauerbrey, Roberts, Standing, and Sullivan.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Case.

REFERRED TO: FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 145-15 *AUTHORIZE TIOGA COUNTY
TO HIRE MANASSE AUCTIONEERS
TO AUCTION REAL PROPERTY ACQUIRED
BY COUNTY FORECLOSURE*

WHEREAS: James P. McFadden, Tioga County Treasurer is in charge of implementing the foreclosure of taxes under Article Eleven of the Real Property Tax Law; and

WHEREAS: Tioga County is the owner of numerous properties which it has acquired for delinquent taxes, which are surplus to the County needs; and

WHEREAS: Manasse Auctioneers has been contacted to perform the services of a public auction and Manasse Auctioneers has agreed to compensation of a uniform seven percent (7%) buyers premium, Tioga County will pay no expenses; and

WHEREAS: It is the intent of the Tioga County Legislature to place the properties back on the tax rolls; be it therefore

RESOLVED: That the Chair of the Tioga County Legislature be and hereby is authorized to contract the services of Manasse Auctioneers for the public auction of tax foreclosure properties, pending approval by the County Attorney as to form.

ROLL CALL VOTE

Yes – Legislators Weston, Case, Hollenbeck, Huttleston, Sauerbrey, Roberts, Standing, and Sullivan.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

Legislator Sullivan moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO:

FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 146-15

AUTHORIZE THE SALE OF A COUNTY OF TIOGA PROPERTY LOCATED IN THE VILLAGE OF NICHOLS OR ASSIGNS

WHEREAS: Tioga County owns property located in the Village of Nichols, assessed to County of Tioga, identified as Tax Map number 159.19-2-5, parcel number 3; and

WHEREAS: The County has been approached by The Village of Nichols, who have made an offer to purchase the property for \$400.00, "as is"; be it therefore

RESOLVED: That the Chair of the Tioga County Legislature be and hereby is authorized to sign and record on receipt of \$400.00 and recording costs of \$315.00, a Quit Claim Deed conveying the property assessed to County of Tioga, located in the, Village of Nichols, identified on the Village of Nichols Tax Map as number 159.19-2-5 parcel number 3, to The Village of Nichols or assigns.

ROLL CALL VOTE

Yes – Legislators Weston, Case, Hollenbeck, Huttleston, Sauerbrey, Roberts, Standinger, and Sullivan.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

Legislator Sullivan moved for the adoption of the following resolution, seconded by Legislator Case.

REFERRED TO: LEGISLATIVE WORKSESSION

RESOLUTION NO. 147-15 DEFENSE OF PROPERTY RIGHTS

WHEREAS: The right to own and use property is essential to a free society; and

WHEREAS: Property rights are clearly outlined in the Fifth Amendment of the United States Constitution; and

WHEREAS: The Fifth Amendment states that “no person... be deprived of life, liberty, or property, without due process of law: nor shall private property be taken for public use, without just compensation.”; and

WHEREAS: Taking of private land for public use by government may occur in the form of physical takings or regulatory takings; and

WHEREAS: Regulatory takings occur when the use of private property is limited by government regulation; and

WHEREAS: Federal, state and local government regulations have significantly affected the value and use of private land; and

WHEREAS: Private property owners deserve just compensation when regulations significantly affect the value and use of their land; and

WHEREAS: The decision by New York State to ban high-volume hydraulic fracturing significantly affects the value and use of private land; and

WHEREAS: Government regulations and decisions regarding the definition of Waters of the United States and wetlands determinations may significantly affect the value and use of private land; and

WHEREAS: Government at all levels should protect the right for people to own and use their property; and

WHEREAS: Establishing a legal framework for Americans to seek compensation when government significantly impairs the use and value of their land is fair; and

WHEREAS: HR 510, the Defense of Property Rights Act, introduced in the United States House of Representatives allows landowners the opportunity to seek compensation in federal or state court if government action impairs the value of their land by \$20,000 or by twenty percent: now therefore, be it

RESOLVED: That the County of Tioga

1. Supports HR 510, the Defense of Property Rights Act;
2. Calls on the New York State Congressional Delegation to cosponsor HR 510;
3. Calls on the United States House of Representatives to pass HR 510;
4. Calls on the United States Senate to pass HR 510; and
5. Calls on the President of the United States to sign HR 510 into law.

ROLL CALL VOTE

Yes – Legislators Weston, Case, Hollenbeck, Huttleston, Sauerbrey, Roberts, Standingier, and Sullivan.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

Legislator Hollenbeck introduced Local Law Introductory No. C of 2015.

County of Tioga

Local Law No. XXXX of the Year 2015.

A Local Law amending Local Law No. 1 of 2014 providing for the collection of a hotel and motel tax in Tioga County.

Be It Enacted by the Legislature of the County of Tioga as follows:

SECTION 1:

Local Law No. 1 of 2014 "Hotel/Motel Tax Law" is hereby amended to provide as follows:

SECTION 1: TITLE

This local Law shall be known as the "Hotel/Motel Tax Law"

SECTION 2: PURPOSE

The purpose of this Local Law is to enhance the general economy of Tioga County, its cities, towns, and villages through promotion of tourists, activities, conventions, trade shows, special events, and other directly related and supporting activities.

SECTION 3: DEFINITIONS

HOTEL - Any facility providing lodging on an over-night basis, and shall include those facilities designated and commonly known as "bed and breakfast" and "tourist" facilities.

MOTEL - Any facility providing lodging on an over-night basis, and shall include those facilities designated and commonly known as "bed and breakfast" and "tourist" facilities.

OCCUPANCY - The use or possession, or the right to the use or possession of any room in a hotel or motel.

OCCUPANT - A person who, for a charge or any consideration uses, possesses, or has the right to use or possess, any room in a hotel or motel under any lease, concession, permit, right, license, agreement, or otherwise.

OPERATOR - Any person operating a hotel or motel in Tioga County including but not limited to the owner, proprietor, lessee, sub-lessee, mortgagee in possession, licensee, or any other person otherwise operating such hotel or motel.

PERMANENT RESIDENT - A person occupying any room or rooms in a hotel or motel for at least fourteen (14) consecutive days.

PERSON - An individual, partnership, society, association, joint stock company, corporation, estate, receiver, trustee, assignee, referee, and any other person acting in a fiduciary or representative capacity, whether

appointed by a court or otherwise, and any combination of the foregoing.

RENT - The charge and/or consideration received for occupancy valued in money, whether received money, or otherwise.

RETURN - Any return filed or required to be filed as herein provided.

ROOM - Any room or rooms of any kind in any part or portion of a hotel or motel, which is available for rent or otherwise let out for the lodging of guests.

TREASURER – Tioga County Treasurer

SECTION 4: TAX

A tax in the amount of four percent (4%) of the per diem rental rate for each room occupied, is hereby assessed on all hotels and motels in Tioga County, provided, however, that such tax shall not be applicable to a permanent resident of a hotel or motel.

SECTION 5: EXEMPTION

Such tax shall not be imposed on any transaction, by or with any of the following:

(A) The State of New York, or any public corporation (including a public corporation created pursuant to agreement or compact with another state or the dominion of Canada), improvement district or other political subdivision of the State.

(B) The United States of America, insofar as it is immune from taxation;

(C) Any corporation or association, or trust, or community chest, fund or foundation organized and operated exclusively for religious, charitable or educational purposes, or for the prevention of cruelty to children or animals, and no part of the net earnings of which inures to the benefit of any private shareholder or individual and no substantial part of the activities of which is carrying on propaganda, or otherwise attempting to influence legislation; provided, however, that nothing in this paragraph shall include an organization operated for the primary purpose of carrying on a trade or business for profit, whether or not all of its profits are payable to one or more organizations described in this paragraph.

SECTION 6: REGISTRATION

Within three (3) days after commencing business or opening, every operator shall file with the Treasurer a registration application in a form prescribed by the Treasurer.

SECTION 7: ADMINISTRATION AND COLLECTION

(A) The tax imposed by this local law shall be administered and collected by the Treasurer, or other fiscal officers of Tioga County, by such means and in such manner as other taxes which are now collected and administered by such officers or as otherwise may be provided by such local law.

(B) The tax to be collected shall be stated and charged separately from the rent and shown separately on any record thereof, at the time when the occupancy is arranged or contracted for and charged for, and upon every evidence of occupancy or any bill or statement of charge made for said occupancy issued or delivered by the operator. The tax shall be paid by the occupant to the operator or to the person entitled to be paid the rent or charge for the hotel or motel occupied for and on account of the County, and the operator or person entitled to be paid the rent or charge shall be liable for the collection and payment of the tax.

(C) The operator or any officer of any corporate operator shall be personally liable for the tax collected or required to be collected under this local law, and such operator or person entitled to be paid the rent or charge shall have the same right in respect to collecting the tax from the occupant, or in respect to nonpayment of the tax by the occupant, as if the tax were a part of the rent or charge and payable at the same time as the rent or charge; provided, however, that the Treasurer or other fiscal officers, employees or agents specified in this local law, shall be joined as a party in any action or proceeding brought to collect the tax by the operator or by the person entitled to be paid the rent or charge.

(D) The Treasurer may, whenever deemed necessary for the proper enforcement of this local law, provide that the occupant shall file returns and pay directly to the Treasurer, the tax herein imposed.

(E) For the purpose of the proper administration of this local law and to prevent evasion of the tax hereby imposed, it shall be presumed that all rents are subject to tax until the contrary is established, and the burden of proving that a rent for occupancy is not taxable hereunder shall be upon the operator, except that, where by regulation pursuant to subdivision (d)

of this section, an occupant is required to file returns and pay directly to the Treasurer the tax herein imposed, the burden of proving that a rent for occupancy is not taxable shall be upon the occupant.

(F) Where an occupant claims exemption from the tax under the provisions of section five of this local law, the rent shall be deemed taxable hereunder unless the operator shall receive from the occupant claiming such exemption a certificate duly executed by an exempt corporation or association certifying that the occupant is its agent, representative, or employee, together with a certificate executed by the occupant that his occupancy is paid or to be paid by such exempt corporation or association, and is necessary or required in the course of or in connection with the occupant's duties as a representative of such corporation or association. Where deemed necessary, the operator may further require that any occupant claiming exemption from the tax furnish a copy of a certificate issued by the Treasurer certifying that the corporation or association therein named is exempt from the tax under section five of this local law.

SECTION 8: RECORDS TO BE KEPT

Every operator shall keep records of every occupancy and of all rent paid, charged and due thereon and of the tax payable thereon, in such form as the Treasurer may require. Such records shall be available for inspection and examination at any time upon demand by the Treasurer or the Treasurer's duly authorized agents or employees, and shall be preserved for a period of not less than three (3) years, except that the Treasurer may consent in writing to their destruction within that period or may in writing require that such records be kept and maintained for a specified period in excess of three (3) years.

SECTION 9: RETURNS

(A) The filing of returns and the payment of the tax shall be paid to the Treasurer on a quarterly basis. Such returns shall be filed within twenty (20) days from the expiration of the period covered thereby. The Treasurer may permit or require returns to be made by other periods and upon such dates as may be specified. If the Treasurer deems it necessary in order to insure the payment of the tax imposed by this local law, the Treasurer may require returns to be made for shorter periods than those prescribed pursuant to the foregoing provisions of this section and upon such dates as may be specified.

(B) The forms of returns shall be prescribed by the Treasurer and shall contain such information as may be deemed for the proper administration of this local law. The Treasurer may require amended

returns to be filed within twenty (20) days after notice and to contain the information specified in the notice.

C) If the return required by this local law is not filed, or a return filed is incorrect or insufficient on its face, the Treasurer shall take the necessary steps to enforce the filing of such return or of a corrected return.

SECTION 10: PAYMENT OF TAX

(A) Upon the time of filing a return of occupancy and of rents, each operator shall pay to the Treasurer the taxes imposed by this local law upon the rents required to be included in such return, as well as other monies collected by the operator acting or purporting to act under the provisions of this local law.

(B) Where the Treasurer, in his discretion, deems it necessary to protect revenues to be obtained under this local law, the Treasurer may require any operator obligated to collect the tax imposed by this local law to file with the Treasurer's office a bond, issued by a surety company authorized to transact business in this state and approved by the superintendent of insurance of this state as to solvency and responsibility, in such amount as the Treasurer may fix to secure the payment of any tax and/or penalties and interest due or which may become due from such operator.

(C) In the event the Treasurer determines that an operator is to file such bond, notice shall be given by the Treasurer to such operator to that effect specifying the amount of the bond required.

(D) The operator shall file such bond within five (5) days after the issuance of such notice, unless within five (5), days the operator shall serve upon and deliver to the Treasurer a written request for a hearing before the Treasurer at which the necessity, propriety and amount of the bond shall be determined by the Treasurer. Any determination by the Treasurer upon such hearing shall be final and shall be complied with by the operator within fifteen (15) days after the giving of notices thereof.

(E) In lieu of such bond, securities approved by the Treasurer or cash in such amount as may be prescribed, may be deposited which shall be kept in the custody of the Treasurer who may at any time without notice of the depositor apply them to any tax and interest and penalties due, and for that purpose the securities may be sold by the Treasurer at public or private sale without notice to the depositor thereof.

SECTION 11: DETERMINATION OF TAX

If a return required by this local law is not filed, or if a return is incorrect or insufficient, the amount of tax due shall be determined by the Treasurer from such information as may be obtainable and, if necessary, the tax may be estimated on the basis of external indices, such as number of rooms, location, scale of rents, comparable rents, type of accommodations and service, number of employees and/or other factors. Notice of such determination shall finally and irrevocably fix the tax unless the person against whom it is assessed, within thirty (30) days after giving of such notice of such determination, shall apply to the Treasurer for a hearing, or unless the Treasurer of its own motion shall re-determine the same. After such hearing, the Treasurer shall give notice of the determination made to the person against whom the tax is assessed. Any final determination of the amount of any tax payable hereunder, shall be reviewable for error, illegality or unconstitutionality or any other reason whatsoever by a proceeding under article seventy-eight of the Civil Practice Law and Rules if application therefor is made to the Supreme Court within thirty (30) days after the giving of the notice of such final determination, provided, however, that any such proceeding under article seventy-eight of the Civil Practice Law and Rules shall not be instituted unless:

(A) The amount of tax sought to be reviewed, with such interest and penalties thereon as may be provided for by local law or regulation shall be first deposited and there is filed an undertaking, issued by a surety company authorized to transact business in this state and approved by the superintendent of insurance of this state as to solvency and responsibility, in such amount as a justice of the Supreme court shall approve to the effect that if such proceeding be dismissed or the tax confirmed, the petitioner will pay all costs and charges which may accrue in the prosecution of such proceeding; or

(B) At the option of the petitioner, such undertaking may be in a sum sufficient to cover the taxes, interests, and penalties stated in such determination plus the costs and charges which may accrue against such petitioner in the prosecution of the proceeding, in which event the petitioner shall not be required to pay such taxes, interests or penalties as a condition precedent to the application.

SECTION 12: JUDICIAL REVIEW

(A) Any final determination of the amount of any tax payable hereunder shall be reviewable for error, illegality or unconstitutionality or any other reason whatsoever by a proceeding under article seventy-eight of the civil practice law and rules if application therefore is made to the

supreme court within thirty days after the giving of the notice of such final determination, provided, however, that any such proceeding under article seventy-eight of the civil practice law and rules shall not be instituted unless:

1. The amount of any tax sought to be reviewed, with such interest and penalties thereon as may be provided for, shall be first deposited and there is filed an undertaking, issued by a surety company authorized to transact business in this state and approved by the superintendent of insurance of this state as to solvency and responsibility, in such amount as a justice of the supreme court shall approve to the effect that if such proceeding be dismissed or the tax confirmed the petitioner will pay all costs and charges which may accrue in the prosecution of such proceeding; or
2. At the option of the petitioner such undertaking may be in a sum sufficient to cover the taxes, interests and penalties stated in such determination plus the costs and charges which may accrue against it in the prosecution of the proceeding, in which event the petitioner shall not be required to pay such taxes, interest or penalties as a condition precedent to the application.

(B) Where any tax imposed hereunder shall have been erroneously, illegally or unconstitutionally collected and application for the refund thereof duly made to the Treasurer, and he shall have made a determination denying such refund, such determination shall be reviewable by a proceeding under article seventy-eight of the civil practice law and rules, provided, however, that such proceeding is instituted within thirty days after the giving of the notice of such denial, that a final determination of tax due was not previously made, and that an undertaking is filed with the proper fiscal officer or officers in such amount and with such sureties as a justice of the supreme court shall approve to the effect that if such proceeding be dismissed or the tax confirmed, the petitioner will pay all costs and charges which may accrue in the prosecution of such proceeding.

SECTION 13: PENALTY AND INTEREST

There shall be a penalty for failure to file said return and pay over the tax to the Treasurer on the date due in the amount of ten (10%) per cent of the amount of the tax due plus interest at the rate of one percent (1%) of such tax for each month of delay, excepting the first month after such return was required to be filed or such tax became due.

SECTION 14: LIMITATION OF TIME

Except in the case of a willfully false or fraudulent return with intent to evade the tax, no assessment of additional tax shall be made after the expiration of more than three years from the date of the filing of a return, provided, however, that where no return has been filed as provided by law the tax may be assessed at any time.

SECTION 15: RESERVES

In cases where the occupant or operator has applied for a refund and has instituted a proceeding under article seventy-eight of the Civil Practice Law and Rules to review a determination adverse to such occupant or operator on such application for a refund, the Treasurer shall set aside sufficient monies to meet any decision adverse to the County.

SECTION 16: APPLICATION OF FUNDS

All revenues resulting from the imposition of the tax under this local law shall be paid into the treasury of Tioga County and shall be credited to and deposited in the general fund of the County, thereafter to be allocated at the discretion of the County Legislature of the County of Tioga for the purposes of tourism and economic development; provided, however, that the County shall be authorized to retain up to a maximum of five percent of such revenue to defer the necessary expenses of the County in administering such tax. The revenue derived from the tax, after deducting the amount provided for administering such tax, shall be allocated to enhance the general economy of Tioga County, its cities, towns, and villages, through promotion of tourist activities, conventions, trade shows, special events, and other directly related and supporting activities.

SECTION 17: REMEDIES EXCLUSIVE

The remedies provided by sections eleven (11) and twelve (12) of this local law shall be the exclusive remedies available to any person for the review of the tax liability imposed by this local law; and no determination or proposed determination of tax or determination on any application for refund or credit shall be enjoined, contested or reviewed by any action or proceeding, except by a proceeding under article seventy-eight of the Civil Practice Law and Rules provided, however, that a taxpayer may proceed by declaratory judgment if suit is instituted within thirty (30) days after a deficiency assessment to the Treasurer prior to the institution of such suit and posts a bond for costs pursuant to section twelve (12) of this local law

SECTION 18: PROCEEDINGS TO RECOVER TAX

(A) Whenever any operator or other person shall fail to collect and pay over any tax and/or to pay any tax, penalty or interest imposed by this local law as herein provided, or whenever any occupant shall fail to pay any such tax, penalty or interest, the County Attorney shall, upon the request of the Treasurer bring or cause to be brought an action to enforce the payment of the same on behalf of Tioga County in any court of the State of New York or of any other state or of the United States.

(B) Notwithstanding any other provision of this section, if the Treasurer, in its discretion, believes that any such operator, occupant or other person is about to cease business, leave the state or remove or dissipate the assets out of which the tax or penalties might be satisfied, and that any such tax or penalty will not be paid when due, the Treasurer may declare such tax or penalty to be immediately due and payable and may issue a warrant, as provided in this section, immediately.

(C) As an additional alternate remedy, the Treasurer may issue a warrant, directed to the Tioga County Sheriff or to the Sheriff of any other county commanding said Sheriff to levy upon and sell the real and personal property of the operator, occupant, or other person liable for the tax, which may be found within the County for the payment of the amount thereof, with any penalties and interest and the cost of executing the warrant, and to return such warrant to the Treasurer and to pay to the Treasurer the money collected by virtue thereof within sixty (60) days after the receipt of such warrant. The sheriff shall, within five (5) days after the receipt of the warrant, file with the County Clerk a copy thereof, and thereupon such Clerk shall enter in the judgment docket the name of the person mentioned in the warrant and the amount of tax, penalties and interest for which the warrant is issued and the date when such copy is filed. Thereupon the amount of such warrant so docketed shall become a lien upon the interest in real and personal property of the person against whom the warrant is issued. The Sheriff shall then proceed upon the warrant, in the same manner, and with like effect, as that provided by in respect to executions issued against property judgments of a court of record and for services in executing the warrant the Sheriff shall be entitled to the same fees, which may be collected in the same manner. In the discretion of the Treasurer, a warrant of like terms, force and effect may be issued and directed to any officer or employee of the Treasurer and in the execution thereof such officer or employee shall have all the powers conferred upon by the Sheriff, but shall be entitled to no fee or compensation in excess of the actual expenses paid in the performance of such duty. If a warrant is returned not satisfied in full, the Treasurer may

from time to time issue new warrants and shall also have the same remedies to enforce the amount due thereunder as if the County has recovered judgment therefor and execution thereon has been returned unsatisfied.

(D) Whenever an operator shall make a sale, transfer, or assignment in bulk of any part of the whole of a hotel, motel, or lease, or of such operator's business assets, otherwise than in the ordinary course of business, the purchaser, transferee or assignee shall at least ten (10) days before taking possession of the subject of the said sale, transfer or assignment, or paying therefor, notify the Treasurer by registered mail of the proposed sale and of the price, terms and conditions thereof whether or not the seller, transferor or assignor, has represented to or informed the purchaser, transferee or assignee that any tax is owed pursuant to this local law, and whether or not the purchaser, transferee or assignee has knowledge that such taxes are owing, and whether any such taxes are in fact owing.

(E) Whenever the purchaser, transferee or assignee shall fail to give notice to the Treasurer as required by sub-section eighteen (18) (d), of this section or whenever the Treasurer shall inform the purchaser, transferee, or assignee that a possible claim for such tax or taxes exists, any sums of money, property or choses in action, or other consideration, which the purchaser, transferee or assignee is required to transfer over to the seller, transferor or assignor shall be subject to a first priority right and lien of any such taxes theretofore or thereafter determined to be due the seller, transferor or assignor to the County, and the purchaser, transferee or assignee is forbidden to transfer to the seller, transferor or assignor any such sums of money, property or choses in action to the extent of the amount of the County's claim. For failure to comply with the provisions of this sub-section, the purchaser, transferee or assignee, in addition to being subject to the liabilities and remedies imposed under the provisions of article six of the Uniform Commercial Code, shall be personally liable for the payment determined to be due to the County from the seller, transferor or assignor, and such liability may be assessed and enforced in the same manner as the liability for tax under this local law.

SECTION 19: GENERAL POWERS OF THE TREASURER

In addition to the powers granted to the Treasurer by County Law and this local law, the Treasurer is hereby authorized and empowered:

(A) To make, adopt and amend rules and regulations, and to issue orders, appropriate to the carrying out of this local law and the purposes thereof;

(B) To extend for cause shown the time of filing any return for a period not exceeding thirty (30) days; and for cause shown, to remit or waive penalties but not interest; and to compromise disputed claims in connection with the taxes hereby imposed.

(C) To request information from the tax commissioner of the State of New York or the treasury department of the United States relative to any person; and to afford information to such tax commissioner or such treasury department relative to any person, any other provision of this local law to the contrary notwithstanding

(D) To delegate said functions hereunder to any employee or employees of the Treasurer

(E) To prescribe methods for determining the rents for occupancy and to determine the taxable and nontaxable rents

(F) To require any operator within the County to keep detailed records of the nature and type of hotel or motel maintained, nature and type of service rendered, the rooms available and rooms occupied daily, leases or occupancy contracts or arrangements, rents received, charged and accrued, the names and addresses of the occupants, whether or not any occupancy is claimed to be subject to the tax imposed by this local law, and to furnish such information upon request to the Treasurer

(G) To assess, determine, revise and readjust the taxes imposed under this local law

SECTION 20: ADMINISTRATION OF OATHS AND COMPELLING TESTIMONY

(A) The Treasurer, or the Treasurer's duly designated and authorized employees or agents, shall have power to administer oaths and take affidavits in relation to any matter or proceeding in the exercise of the Treasurer's powers and duties under this local law.

(B) The Treasurer shall have the power to subpoena and require the attendance of witnesses and the production of books, papers, and documents to secure information pertinent to the performance of his duties hereunder and of the enforcement of this local law, and to examine them in relation thereto, and to issue commissions for the examination of witnesses who are out of the state or unable to attend before the Treasurer or excused from attendance.

(C) A justice of the Supreme Court, either in court or at chambers shall have power summarily to enforce by proper proceedings the attendance and testimony of witnesses and the production and examination of books,

papers and documents called for by the subpoena of the Treasurer under this local law.

(D) Any person who shall refuse to testify or to produce books or records or who shall testify falsely in any material matter pending before the Treasurer under this local law shall be guilty of a misdemeanor, punishment for which shall be a fine of not more than one thousand dollars (\$1,000) or imprisonment for not more than one year, or both such fine and imprisonment.

(E) The officers who serve the summons or subpoena of the Treasurer and witnesses attending in response thereto shall be entitled to the same fees as are allowed to officers and witnesses in civil cases in courts or record, except as herein otherwise provided.

(F) The County Sheriff, the Sheriff's duly appointed deputies, and any officer or employee of the Treasurer designated to serve process under this local law, are hereby authorized and empowered to serve any summons, subpoena, order, notice, document, instrument, or other process to enforce or carry out this local law.

SECTION 21: REFERENCE TO TAX

Wherever reference is made in placards or advertisements or in any other publications to this tax such reference shall be substantially in the following form: "Tax on occupancy of hotel or motel rooms"; except that in any bill, receipt, statement or other evidence of memorandum of occupancy or rent charge issued or employed by the operator, the word "tax" will suffice.

SECTION 22: RETURNS TO BE SECRET

(A) Except in accordance with proper judicial order, or as otherwise provided by law, it shall be unlawful for the Treasurer or any officer or employee of the Treasurer to divulge or make known in any manner the rents or other information relating to the business of the taxpayer contained in any return required under this local law. The officers charged with the custody of such returns shall not be required to produce any of them or evidence of anything contained in them in any action or proceeding in any court, except on behalf of the Treasurer in an action or proceeding under the provisions of this local law or on behalf of any party to any action or proceeding under this local law when the returns or facts shown thereby are directly involved in such action or proceeding, in either of which events the court may require the production of, and may admit in evidence, so much of said returns or of

the facts shown thereby, as are pertinent to the action or proceeding and no more. Nothing herein shall be construed to prohibit the delivery to a taxpayer or his duly authorized representative or a certified copy of any return filed in connection with his tax nor to prohibit the publication of statistics so classified as to prevent the identification of particular returns and the items thereof, or the inspection by the County Attorney or other legal representatives of the County of the return of any taxpayer who shall bring action to set aside or review the tax based thereon, or against whom an action or proceeding has been instituted for the collection of a tax or penalty. Returns shall be preserved for three (3) years and thereafter until the Treasurer permits them to be destroyed.

(B) Any violation of this section shall be punishable by a fine not exceeding one thousand dollars (\$1,000), or by imprisonment not exceeding one year, or both, in the discretion of the court.

SECTION 23: EFFECTIVE DATE

This local law shall become effective December 1, 2014 and shall remain in effect until November 30, 2017.

SECTION 24: SEVERABILITY

If any provision of this local law or the application thereof to any person or circumstance shall be held invalid, the remainder of this local law and the application of its provisions to other persons or circumstances shall not be affected thereby.

SECTION 2: EFFECTIVE DATE

This local law shall become effective upon filing with the Secretary of State.

SECTION 3: SEVERABILITY

If any provision of this local law or the application thereof to any person or circumstance shall be held invalid, the remainder of this local law and the application of its provisions to other persons or circumstances shall not be affected thereby.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Case.

REFERRED TO: LEGAL/ FINANCECOMMITTEE

RESOLUTION NO. 148-15 *SCHEDULE PUBLIC HEARING
LOCAL LAW INTRODUCTORY NO. C OF 2015
A LOCAL LAW AMENDING
LOCAL LAW NO. 1 OF 2014
PROVIDING FOR THE COLLECTION OF A
HOTEL AND MOTEL TAX IN TIOGA COUNTY*

RESOLVED: That a public hearing shall be held on Thursday, July 9, 2015 at 1:00 P.M. in the Edward D. Hubbard Auditorium of the Ronald E. Dougherty County Office Building, 56 Main Street, Owego, New York 13827 to consider the adoption of Local Law Introductory No. C of 2015, A Local Law amending Local Law No. 1 of 2014 providing for the collection of a Hotel and Motel Tax in Tioga County. All persons desiring to present written or oral comments may do so at said time.

ROLL CALL VOTE

Yes – Legislators Weston, Case, Hollenbeck, Huttleston, Sauerbrey, Roberts, Standinger, and Sullivan.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: PUBLIC WORKS

RESOLUTION NO. 149-15 *APPROVE DESIGN & INSPECTION SERVICES TO
MCFARLAND JOHNSON FOR PHASE II OF
BRIDGE MAINTENANCE PROJECT PIN 9753.97*

WHEREAS: The Preventative Maintenance Bridge Program has been placed on the FHWA Program and will have several phases; and

WHEREAS: McFarland Johnson, Binghamton, NY did the design & inspection for Phase I for this bridge project; and

WHEREAS: This Project is funded as follows:

Federal:	80%
State:	15%
Local:	5%

and

WHEREAS: The Commissioner of Public Works received a Phase II proposal from McFarland Johnson, Binghamton, NY for the following:

Design:	\$24,377.00
Inspection:	<u>\$28,743.00</u>
Total	\$53,122.00

and

WHEREAS: NYSDOT requires an inspector to be on the job at all times; therefore be it

RESOLVED: That the Tioga County Legislature award the design & inspection services contract to McFarland Johnson, Binghamton, NY not to exceed \$53,122 to be paid out of the Bridge Projects Account D5110.40 use code 50.

ROLL CALL VOTE

Yes – Legislators Weston, Case, Hollenbeck, Huttleston, Sauerbrey, Roberts, Standing, and Sullivan.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

Legislator Roberts introduced Local Law Introductory No. D of 2015.

County of Tioga

Local Law No. of the Year 2015.

A local law authorizing the use of Best Value Award methodology, in the competitive bidding process, for purchase contracts (including contracts for

service work (article 9), but excluding any purchase contracts necessary for the completion of a public works contract pursuant to (article 8) of the Labor Law) may be awarded on the basis of low bid or best value, as authorized by section 103 of the General Municipal Law and as defined in Section one hundred sixty-three of the State Finance Law.

Be It Enacted by the Legislature of the County of Tioga as follows:

Section 1. Name of local law

This law shall be known as the "Tioga County Best Value Competitive Bidding Law."

Section 2. Findings and Intent

The State Legislature and Governor amended General Municipal Law§103 (A08692/S6117) on January 27, 2012 to provide local governments greater flexibility in awarding contracts by authorizing the award of purchase contracts, including contracts for service work on the basis of "best value", provided that any Political Subdivision with a population of less than one million first pass a local law authorizing the use of the best value award process.

(From Assembly Bill Memo A08692) — Enactment of this legislation provides additional procurement options to localities in ways that may expedite the procurement process and result in cost savings. The "best value" standard for selecting goods and services vendors, including janitorial and security contracts, is critical to efforts to use strategic sourcing principles to modernize the supply chain and ensure that taxpayers obtain the highest quality goods and services at the lowest potential cost, while ensuring fairness to all competitors.

The federal government, approximately half of the states and many localities have added best value selection processes to their procurement options, in recognition of these advantages. With the increased complexity of the goods and services that municipalities must obtain in order to serve taxpayers, it is critical to consider selection and evaluation criteria that measure factors other than cost in the strictest sense.

Taxpayers are not well served when a public procurement results in low unit costs at the outset, but ultimately engenders cost escalations due to factors such as inferior quality, poor reliability and difficulty of maintenance. Best value procurement links the procurement process directly to the municipality's performance requirements, incorporating selection factors such as useful lifespan, quality and options and incentives for more timely performance and/or additional services.

Even if the initial expenditure is higher, considering the total value over the life of the procurement may result in better value and long-term investment of public funds. Best value procurement also encourages competition and, in turn, often results in better pricing, quality and customer service. Fostering healthy competition ensures that bidders will continue to strive for excellence in identifying and meeting municipalities' needs, including such important goals as the participation of small, minority and women owned businesses and the development of environmentally-preferable goods and service delivery methods. Best value procurement will provide much-needed flexibility in obtaining important goods and services at favorable prices, and will reduce the time to procure such goods and services.

Section 3. Definitions

"Best value" means the basis for awarding contracts for services to the offerer, which optimizes quality, cost and efficiency, among responsive and responsible offerers. Such basis may also identify a quantitative factor for offerers that are small business or certified minority-or women-owned business enterprises as defined in subdivisions one, seven, fifteen and twenty of section three hundred ten of the Executive Law to be used in evaluation of offers for awarding contracts for services.

Section 4. Requirements

A. Where the basis for award is best value, the Department Head or his/her designee shall document in the procurement record and in advance of the initial receipt of offers, the determination of the evaluation criteria, which whenever possible, shall be quantifiable and the process to be used in the determination of best value and the manner in which the evaluation process and selection shall be conducted.

B. The Department Head or his/her designee shall select a formal sealed competitive bidding procurement process in accordance with General Municipal Law and the Tioga County Procurement Policy and document its determination in the procurement record. The process shall include, but is not limited to, a clear statement of need; a description of the required specifications governing performance and related factors; a reasonable process for ensuring a competitive field; a fair and equal opportunity for offerers to submit responsive offers; and a balanced and fair method of award. Where the basis for award is best value, documentation in the procurement record shall where practicable include quantification of the application of the criteria to the rating of proposals and the evaluation results, or, where not practicable, such other justification which demonstrates that best value will be achieved.

C. The solicitation shall prescribe the minimum specifications or requirements that must be met in order to be considered responsive

and shall describe and disclose the general manner in which the evaluation and selection shall be conducted. Where appropriate the solicitation shall identify the relative importance and/or weight of cost and overall technical criterion to be considered in determining best value.

D. Procedures will be developed to govern the award of contracts on the basis of best value. These procedures shall be included in the Tioga County Procurement Policy and reviewed annually by the Tioga County Legislature in conjunction with its annual review and approval of the procurement policy.

Section 5. Severability

If any clause, sentence, paragraph subdivision, section or part of this law or the application thereof to any person, individual corporation, firm, partnership, entity or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, effect or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this law or in its application to the person, individual, corporation, firm, partnership, entity or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Section 6. Effective Date

This local law shall take effect immediately upon adoption of the Tioga County Legislature and filing with the New York State Secretary of State.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: PUBLIC WORKS

RESOLUTION NO. 150-15 *SCHEDULE PUBLIC HEARING
LOCAL LAW INTRODUCTORY NO. D
OF 2015 A LOCAL LAW AUTHORIZING THE
USE OF BEST VALUE AWARD METHODOLOGY,
IN THE COMPETITIVE BIDDING PROCESS,
FOR PURCHASE CONTRACTS (INCLUDING
CONTRACTS FOR SERVICE WORK (ARTICLE 9),
BUT EXCLUDING ANY PURCHASE CONTRACTS
NECESSARY FOR THE COMPLETION OF A
PUBLIC WORKS CONTRACT PURSUANT TO
(ARTICLE 8) OF THE LABOR LAW) MAY BE
AWARDED ON THE BASIS OF LOW BID OR
BEST VALUE, AS AUTHORIZED BY SECTION
103 OF THE GENERAL MUNICIPAL LAW AND
AS DEFINED IN SECTION 163 OF THE
STATE FINANCE LAW*

RESOLVED: That a public hearing shall be held on Thursday, July 9, 2015 at 1:05 P.M. in the Edward D. Hubbard Auditorium of the Ronald E. Dougherty County Office Building, 56 Main Street, Owego, New York 13827 to consider the adoption of Local Law Introductory No. D of 2015, A Local Law authorizing the use of Best Value Award methodology, in the competitive bidding process, for purchase contracts (including contracts for service work (article 9), but excluding any purchase contracts necessary for the completion of a public works contract pursuant to (article 8) of the Labor Law) may be awarded on the basis of low bid or best value, as authorized by section 103 of the General Municipal Law and as defined in Section one hundred sixty-three of the State Finance Law. All persons desiring to present written or oral comments may do so at said time.

ROLL CALL VOTE

Yes – Legislators Weston, Case, Hollenbeck, Huttleston, Sauerbrey, Roberts, Standing, and Sullivan.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: PUBLIC WORKS COMMITTEE

RESOLUTION NO. 151-15 *AUTHORIZE TIOGA COUNTY MATERIALS RECOVERY MANAGER TO APPLY FOR A REGIONAL ECONOMIC DEVELOPMENT COUNCIL GRANT FOR A COMMUNITY ANAEROBIC DIGESTER*

WHEREAS: The Regional Economic Development Council has announced the availability of grant funds through the NYS Consolidated Funding Application (CFA); and

WHEREAS: Tioga County Solid Waste and Tioga County Soil & Water Conservation District would like to investigate funding opportunities for both a study and construction of a Community Anaerobic Digester; and

WHEREAS: A Community Anaerobic Digester would address manure management issues facing dairies in Tioga County and neighboring communities; and

WHEREAS: The operation of said digester would be paid for via income generated from electricity and heat production and tipping fees from food waste and sale of bio-solids; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the Materials Recovery Manager to apply and administer said grant.

ROLL CALL VOTE

Yes – Legislators Weston, Case, Hollenbeck, Huttleston, Sauerbrey, Roberts, Standing, and Sullivan.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: PUBLIC WORKS COMMITTEE

RESOLUTION NO. 152-15 *AUTHORIZE TIOGA COUNTY MATERIALS RECOVERY MANAGER TO APPLY FOR A REGIONAL ECONOMIC DEVELOPMENT COUNCIL GRANT FOR A TRUCK WASHING BAY*

WHEREAS: The Regional Economic Development Council has announced the availability of grant funds through the NYS Consolidated Funding Application (CFA); and

WHEREAS: Tioga County Public Works would like to investigate funding opportunities through the NYS CFA for a new Truck Washing Bay; and

WHEREAS: A new Truck Washing Bay located near HHS would allow most of the County fleet easy access to the washing bay; and

WHEREAS: There exists the potential for other municipalities to use said Bay to clean their fleets; and

WHEREAS: A new Truck Washing Bay would help County Highway to be in compliance with municipal separate storm sewer systems (MS4) regulations; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the Materials Recovery Manager to apply and administer said grant.

ROLL CALL VOTE

Yes – Legislators Weston, Case, Hollenbeck, Huttleston, Sauerbrey, Roberts, Standing, and Sullivan.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

Legislator Case moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. 153-15

AUTHORIZATION TO SUBMIT APPLICATION TO NEW YORK HOMES AND COMMUNITY RENEWAL FOR FUNDING AND TO ADMINISTER A 2015 NEW YORK MAIN STREET PROGRAM FOR THE 2015 WAVERLY DOWNTOWN REVITALIZATION PROGRAM

WHEREAS: Per Resolution 94-15, Tioga County Economic Development and Planning desires to apply for increased amount up to \$500,000.00 in financial assistance through the 2015 Consolidated Funding Application under the 2015 New York Main Street Program; and

WHEREAS: The application proposes funding to assist property owners to complete building renovations to targeted, contiguous downtown "main street" buildings along Broad Street in the downtown central business district of the Village of Waverly; and

WHEREAS: The proposed funding will contribute to ongoing community revitalization efforts; and

WHEREAS: The grant application requires that the applicant obtain the approval and endorsement of the governing body of the municipality making application and in which the project will be located; and

WHEREAS: The Village of Waverly is in support of this application to the 2015 New York Main Street program for revitalization of commercial and residential uses that make up the "Main Street" Broad Street area of the Village of Waverly; therefore be it

RESOLVED: That the Tioga County Legislature approves and endorses the 2015 New York Main Street Program grant application for assistance prepared and to be submitted by the Tioga County Economic Development and Planning Office.

ROLL CALL VOTE

Yes – Legislators Weston, Case, Hollenbeck, Huttleston, Sauerbrey, Roberts, Standing, and Sullivan.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

Legislator Sullivan moved for the adoption of the following resolution, seconded by Legislator Weston.

REFERRED TO: INFORMATION TECHNOLOGY COMMITTEE

RESOLUTION NO. 154-15 *AMEND POLICY 5*
FIXED ASSET INVENTORY

WHEREAS: Policy 5 Fixed Asset Inventory currently has a threshold of \$250.00 or more for inclusion in the fixed assets inventory; and

WHEREAS: The threshold needs to be adjusted; now therefore be it

RESOLVED: That Policy 5 Fixed Asset Inventory shall be amended as follows:

II. C. 1, 2, D., and G. - Fixed Asset Inventory (Rules and Regulations for Implementation and Maintenance) – Change the amount from two hundred and fifty dollars (\$250.00) to one thousand dollars (\$1,000.00) and add wording “and other miscellaneous items so designated”;

And be it further

RESOLVED: That the remainder of Policy 5 Fixed Asset Inventory shall remain in full force and effect.

ROLL CALL VOTE

Yes – Legislators Weston, Case, Hollenbeck, Huttleston, Sauerbrey, Roberts, Standing, and Sullivan.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Standing.

REFERRED TO: PERSONNEL COMMITTEE
LEGISLATIVE WORKSESSION

RESOLUTION NO. 155-15 AMEND COUNTY POLICY 44;
NON-UNION BENEFITS

WHEREAS: County Policy 44; Non-Union Benefits specifies in Section 2C that a sick day is credited on the 15th of each month; and

WHEREAS: The payroll program is being revised to change the accrual of sick days for CSEA employees to the 28th of the month instead of the 15th; and

WHEREAS: This change is also desired for Non-Union staff; therefore be it

RESOLVED: That County Policy 44, Section 2C be amended to change the crediting of a sick day each month from the 15th to the 28th effective as of June 2015; and be it further

RESOLVED: That the remainder of Policy 44 Non-Union Benefits shall remain in full force and effect.

ROLL CALL VOTE

Yes – Legislators Weston, Case, Hollenbeck, Huttleston, Sauerbrey, Roberts, Standing, and Sullivan.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

Legislator Standinger moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: HHS COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 156-15 REAUTHORIZE CONTRACT
SUPERIOR GROUP
TIOGA EMPLOYMENT CENTER

WHEREAS: Broome & Tioga Counties, in partnership through the Broome/Tioga Workforce Development Board, provides for the delivery of employment and training services under the Workforce Investment Act of 1998/Workforce Innovation Opportunity Act; and

WHEREAS: The Tioga Employment Center continues to have a need for a Resource Room Aide to assist individuals in the Employment Center's Resource Room with operation of computers and various computer programs, to instruct clients on how to use NYS Dept of Labor job site, and to assist clients in accessing employment opportunities; and to assist Workforce staff and businesses in maintaining current job listings; and

WHEREAS: Superior Group is able to provide such services for the Tioga Employment Center, from July 1, 2015 to June 30, 2016, and said contract is to be funded entirely by the Workforce Investment Act/Workforce Innovation Opportunity Act; and

WHEREAS: The funds necessary for said contract were included in the WIA/WIOA PY 2015 Budget under the WIA/WIOA Grant; and

WHEREAS: The Supervisor of the Tioga Employment Center is authorized to enter into such contract as indicated; and

WHEREAS: Said contract would provide for compensation at the bill rate of \$11.20 per hour at a maximum of 27 hours per week from 7/1/15-12/31/15; and at the bill rate of \$11.52 per hour from 1/1/16 to 6/30/16 to adjust for changes in the NYS minimum wage rate; therefore be it

RESOLVED: That the Tioga County Legislature authorize the Supervisor of Tioga Employment Center to enter into a contract, upon approval by the County Attorney, with Superior Group at the bill rate of \$11.20 per hour for six months, and bill rate of \$11.52 per hour for six months at a maximum of 27 hours per week, effective July 1, 2015 through June 30, 2016.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: PERSONNEL COMMITTEE
PUBLIC WORKS COMMITTEE

RESOLUTION NO. 158-15 *AUTHORIZE APPOINTMENT OF DEPUTY
COMMISSIONER OF PUBLIC WORKS
(PUBLIC WORKS)*

WHEREAS: The Deputy Commissioner of Public Works position became vacant as of May 13, 2015; and

WHEREAS: The Commissioner of Public Works, who intends to fill this vacancy, has identified a well-qualified candidate who holds a valid Professional Engineer license and has over fifteen (15) years of engineering work experience, three (3) years of which were during his employment with Tioga County; and

WHEREAS: The Commissioner of Public Works seeks authorization to compensate the candidate for his experience by being allowed to offer the top of the non-union hiring salary range for this title; now therefore be it

RESOLVED: That the Commissioner of Public Works is hereby authorized to appoint Richard Perkins to the title of Deputy Commissioner of Public Works effective June 29, 2015, at an annual non-union salary of \$65,895.

ROLL CALL VOTE

Yes – Legislators Weston, Case, Hollenbeck, Huttleston, Sauerbrey, Roberts, Standinger, and Sullivan.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

The meeting was adjourned at 6:18 P.M.

Public Hearing
Local Law Introductory No. C of 2015
July 9, 2015

The Public Hearing on Local Introductory No. C of 2015 A Local Law amending Local Law No. 1 of 2014 providing for the collection of a hotel and motel tax in Tioga County was called to order by the Chair at 1:00 P.M. All Legislative members were present.

There were 3 people in attendance.

The Clerk read the legal notice as published in the official newspapers.

There being no comments, the hearing was adjourned at 1:01 P.M.

Public Hearing
Local Law Introductory No. D of 2015
July 9, 2015

The Public Hearing on Local Introductory No. D of 2015 A Local Law authorizing the use of Best Value Award methodology in the competitive bidding process, for purchase contracts (including contracts for service work (article 9), but excluding any purchase contracts necessary for the completion of a public works contract pursuant to (article 8) of the Labor Law) may be awarded on the basis of low bid or best value, as authorized by section 103 of the General Municipal Law and as defined in Section one hundred sixty-three of the State Finance Law was called to order by the Chair at 1:05 P.M. All Legislative members were present.

There were 6 people in attendance.

The Clerk read the legal notice as published in the official newspapers.

There being no comments, the hearing was adjourned at 1:06 P.M.

*Seventh Regular Meeting
July 14, 2015*

The Seventh Regular Meeting of 2015 was held on July 14, 2015 and was called to order by the Chair at 12:00 P.M. Seven Legislative members were present, Legislators Sullivan and Weston being absent.

Chair Sauerbrey asked Legislator Case for a moment of prayer. "In this month that we celebrate our independence, I would ask for a moment of silence for all those people that since the beginning of the Republic who have sacrificed so that we could have our way of living."

Legislator Case led all Legislators and those in attendance in the Pledge of Allegiance.

Chair Sauerbrey stated, "Today in the paper there was the obituary for Glenn Carter who was one of the original Directors of Economic Development & Planning. He was a great man, he did a lot of work here and would like to make note of that in the minutes."

There were 28 people in attendance.

Chair Sauerbrey noted that we have two recognition resolutions.

Chair Sauerbrey asked for a unanimous motion for the following two recognition resolutions, seconded unanimously and carried.

Legislator Standinger read and presented the following recognition resolution to Frances Berry.

There was a unanimous motion for the adoption of the following recognition resolution, seconded unanimously.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 159-15 *RECOGNIZE FRANCES A. BERRY
22 YEARS OF DEDICATED SERVICE
DEPARTMENT OF SOCIAL SERVICES*

WHEREAS: Frances A. Berry began her career with the Tioga County Department of Social Services as an Account Clerk Typist in the Accounting Unit in May 1993. Fran was promoted to Senior Account Clerk Typist in 1998 and promoted to her current title as Principal Account Clerk in February 2005; and

WHEREAS: Frances A. Berry has been a dedicated and loyal employee in the performance of her duties; and

WHEREAS: Frances A. Berry has shown the highest levels of integrity, trust, loyalty and competence in the performance of her duties; and

WHEREAS: Frances A. Berry will retire on July 31, 2015; now therefore be it

RESOLVED: That the Tioga County Legislature, on its own behalf, as well as on behalf of the citizens of Tioga County, express sincere gratitude to Frances A. Berry for her twenty-two years of dedicated and loyal service to the Tioga County Department of Social Services and its most vulnerable citizens; and be it further

RESOLVED: That this resolution be spread upon the minutes of this meeting and a certified copy be presented to this loyal, dedicated and outstanding employee, Frances A. Berry.

ROLL CALL VOTE

Unanimously Yes – Legislators Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standinger.

No – None.

Absent – Legislators Sullivan and Weston.

RESOLUTION ADOPTED UNANIMOUSLY.

Shawn Yetter, Commissioner of Social Services spoke. “Fran is what you would simply call a gem of an employee who we are very sorry to see go, but extremely happy for her that she is able to take this step into the next part of her life. Very methodically and with little fanfare, Fran has spent 22 years with us, crunching numbers and helping meet the needs of the people we serve from behind the scenes as well as in front of the scenes. It was not uncommon to see Fran sitting in the waiting room with a client explaining a spend down or a daycare bill, or some other oddity that would be confusing to most people, and although you might not have heard what Fran was saying, you always saw the compassion and care in her face every time she was working with someone.

“Over the years Fran was promoted twice to her current position of Principal Account Clerk. She was always willing to learn new tasks, learn a new computer system or program, teach new employees, and when necessary go with the flow of changing Supervisors and Administrators. Through all those years she always and this gets said a lot, but in this case is so true, she always had a

smile on her face and had time to say hello and ask how you are doing, that is what I will miss the most about Fran. Gary will miss all the work that you pump out every day, but he will figure that out.

“Fran is one of the most youthful acting and looking retirees that we have had in a long time, which is a good thing because when she looks around at her coworkers in Accounting and Systems, and sees that their average age is about 14, she still manages to fit right in, but with that generational gap comes a great responsibility of role modeling and teaching, which as an organization could not have asked for a better person to take on that role. That group of young talented and energetic individuals that you are leaving behind have learned from you how to come to work every day, how to work hard all day, and how to respect those around you in the process. That is a legacy that you can be very proud of. Fran, on behalf of the Department and the County, and all the people that we serve, thank you for your 22 years of dedicated service to Tioga County.”

Fran spoke. “Thank you very much, I appreciate it.”

Legislator Standinger read and presented the following recognition resolution to Stacey Winters.

Legislator Standinger spoke. “I actually had dealings with Stacey Winters in my previous occupation with the State Police. She was always very pleasant to deal with. I had to send her a lot of arrest reports when she did her presentence stuff and what not. I know what it is like to work in that field for a lot of years and before I read this, I just want to tell you I appreciate the service you provided in Probation.”

There was a unanimous motion for the adoption of the following recognition resolution, seconded unanimously.

REFERRED TO: PUBLIC SAFETY COMMITTEE

RESOLUTION NO. 160-15 *RESOLUTION RECOGNIZING
STACEY L. WINTERS'
25 YEARS OF DEDICATED
SERVICE TO TIOGA COUNTY*

WHEREAS: Stacey L. Winters began her employment with Tioga County on July 2, 1990, as a Caseworker at Tioga County Department of Social Services in the following units: Child Protective Services, Adult Protective, and Preventive Services. On December 19, 1994, Stacey accepted the position of Probation Officer with the Tioga County Probation Department. She was promoted to

Senior Probation Officer on January 5, 1998 which is the position she will retire from; and

WHEREAS: Stacey L. Winters has been dedicated and loyal in the performance of her duties and responsibilities during the past 25 years; and

WHEREAS: Stacey L. Winters will retire on September 2, 2015; therefore be it

RESOLVED: That the Tioga County Legislature, on its own behalf, as well as on behalf of the citizens of Tioga County, express sincere gratitude to Stacey L. Winters for her 25 years of dedicated and loyal service to the residents of Tioga County; and be it further

RESOLVED: That this resolution be spread upon the minutes of this meeting and a certified copy be presented to this employee, Stacey L. Winters.

ROLL CALL VOTE

Unanimously Yes – Legislators Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standing.

No – None.

Absent – Legislators Sullivan and Weston.

RESOLUTION ADOPTED UNANIMOUSLY.

Brian Cain, Probation Supervisor, spoke. “Our Director is in California. I have been asked by Joy Bennett, the Director of Probation to say a few words about Stacey. Now I will premise by saying that Stacey prepared something for me to read, which I refused to read. I am going to read what I wrote.

“Although Joy did not specify, I assume she wants me to say a few nice words, that should make my remarks short. Just kidding. I have worked with Stacey Winters at Probation for more than 15 years. I can say there is not a more caring compassionate person that works in our building. Stacey certainly does not fit the stereotypical description of what someone would expect a Probation Officer to be despite the stressful and often confrontational atmosphere she works in at Probation, you are more likely to see Stacey smiling and waving hello to someone rather than complaining about them. If walking by her office, you would probably hear a pleasant conversation, not knowing she is most likely redirecting a probationer's misguided energies.

“During her service to Tioga County, Stacey has helped countless people better themselves and in turn better our community. She cares about her

coworkers like they are family and is always willing to lend a hand or a supportive word. I am a better person and we are a better Department because Stacey has been a part of our family. We wish her the best and God's speed in her future endeavors. Thank you."

There was no privilege of the floor.

The list of audited bills was submitted and is summarized as follows:

<u>Code</u>	<u>Description</u>	<u>Equipment</u>	<u>Expense</u>
A1010	Legislative Board		231.12
A1165	District Attorney		6,179.50
A1170	Public Defender		1,949.67
A1172	Assigned Counsel		9,845.20
A1173	ILS Grant		519.30
A1185	Medical Examiners/Coroners		8,289.06
A1325	Treasurer		260.00
A1355	Assessments		4,164.54
A1364	Expense of County Owned Property		173.56
A1410	County Clerk		232.65
A1411	Department of Motor Vehicles		158.39
A1420	Law		3,150.00
A1430	Personnel		1,553.05
A1450	Elections		568.97
A1490	Public Works Administration	286.32	
A1620	Buildings	52.97	55,943.01
A1621	Buildings		19,566.79
A1680	Information Technology		6,405.89
A2490	Community College Tuition		10,989.31
A2960	Education of Handicapped Children		137,251.59
A3020	Public Safety Comm E911 System		4,415.86
A3110	Sheriff		9,673.17
A3146	Sex Offender Program		10,320.00
A3150	Jail		49,927.59
A3315	Special Traffic Programs		62.25
A3359	SHSP2013	35,968.00	
A3410	Fire		4,043.56
A3640	Emergency Mgmt Office		270.56
A4011	Public Health Administration		3,856.79
A4012	Public Health Education		20.00
A4042	Rabies Control		1,406.65
A4044	Early Intervention		392.40
A4050	Healthy Neighborhood Program		440.78
A4064	Managed Care-Dental Services		1,181.24
A4070	Disease Control		1,489.99

A4090	Environmental Health	518.96
A4210	Alcohol and Drug Services	14,019.81
A4211	Council on Alcoholism	11,235.48
A4309	Mental Hygiene Co Administration	5,757.56
A4310	Mental Health Clinic	126,589.10
A4311	Rehabilitation Support Services	1,854.00
A4320	Crisis Intervention Services	14,996.67
A4321	Intensive Case Management	8,525.36
A4333	Psycho Social Club	25,000.00
A4390	Criminal Psychiatric Expenditures	19,008.82
A6010	Social Services Administration	53,080.39
A6422	Economic Development	11.66
A6520	Veterans' Service	646.24
A8020	Planning	2,242.50
A9060	Health Insurance	6,711.14
SOLID WASTE FUND		198,660.34
SPECIAL GRANT FUND		10,784.91
COUNTY ROAD FUND		106,816.66
CAPITAL FUND		474,120.97
SELF-INSURANCE FUND		<u>1,300.00</u>

GRAND TOTAL \$ 1,473,120.30

Legislator Standinger made a motion to approve the minutes of June 9, 2015, seconded by Legislator Hollenbeck, and carried.

Chair Sauerbrey stated that all Legislative Committees met this month and the minutes are or will be on file with the Clerk of the Legislature.

Legislator Case moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. 161-15 *APPOINT MEMBER TO THE TIOGA COUNTY INDUSTRIAL DEVELOPMENT AGENCY (TCIDA)*

WHEREAS: Pursuant to §856(2) of the General Municipal Law the members of the Tioga County Industrial Development Agency (TCIDA) serve at the pleasure of the Legislature without a term until they either resign or are replaced by the Legislature; and

WHEREAS: Esther Woods has resigned from the Tioga County Industrial Development Agency Board of Directors effective February 27th, 2015; and

WHEREAS: The Tioga County Industrial Development Agency (TCIDA) Board of Directors desires to fill this vacant position; and

WHEREAS: Jan E. Nolis has expressed a desire to serve on the Tioga County Industrial Development Agency (TCIDA); therefore be it

RESOLVED: That the Tioga County Legislature, on its own behalf, as well as on behalf of the citizens of Tioga County, express sincere gratitude to Esther Woods for her loyal service to the residents of Tioga County; and be it further

RESOLVED: That the Tioga County Legislature hereby appoints Jan E. Nolis to replace Esther Wood's position on the Tioga County Industrial Development Agency Board of Directors effective July 15th, 2015.

ROLL CALL VOTE

Yes – Legislators Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standing.

No – None.

Absent – Legislators Sullivan and Weston.

RESOLUTION ADOPTED.

Legislator Monell moved for the adoption of the following resolution, seconded by Legislator Standing.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 162-15 *RESOLUTION APPOINTING
NEW MEMBER TO COMMUNITY
SERVICES BOARD*

WHEREAS: Brian Eldridge has agreed to become a new member; and

WHEREAS: The Community Services Board has recommended Brian's appointment; and

WHEREAS: Section Article 41.11 (d) of the Mental Hygiene Law allows counties to determine the length of term of Community Services Board members; therefore be it

RESOLVED: That Brian Eldridge be appointed a new member to the Community Services Board, for term starting August 1, 2015 and ending July 31, 2019.

ROLL CALL VOTE

Yes – Legislators Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standing.

No – None.

Absent – Legislators Sullivan and Weston.

RESOLUTION ADOPTED.

Legislator Case moved for the adoption of the following resolution, seconded by Legislator Standing.

REFERRED TO:

PUBLIC SAFETY COMMITTEE

RESOLUTION NO. 163-15

*ABOLISH THE TIOGA COUNTY FIRE
ADVISORY BOARD*

WHEREAS: County Law §225-a does not require a New York State County to have a Fire Advisory Board; and

WHEREAS: The County Fire Advisory Board, at the regularly scheduled June meeting, voted unanimously to disband the Tioga County Fire Advisory Board; therefore be it

RESOLVED: That the Tioga County Legislature dissolves the Tioga County Fire Advisory Board.

ROLL CALL VOTE

Yes – Legislators Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standing.

No – None.

Absent – Legislators Sullivan and Weston.

RESOLUTION ADOPTED.

Legislator Standinger moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 164-15 APPROVE ADDITIONAL FUNDING FOR SUMMER YOUTH EMPLOYMENT PROGRAMS SOCIAL SERVICES

WHEREAS: Additional funding has been awarded to Tioga County Department of Social Services from the Office of Temporary and Disability Assistance for Summer Youth Employment Programs; and

WHEREAS: The plan submitted for expenditure of these funds has been approved; and

WHEREAS: Appropriation of Funds requires Legislative approval; therefore be it

RESOLVED: That funding be appropriated as follows:

From: A4610.00 Federal Aid: Administration	\$82,727
To: A6010.40.140 Contractual	\$73,608
A6010.40.487 Program Expense	\$ 9,119

ROLL CALL VOTE

Yes – Legislators Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standinger.

No – None.

Absent – Legislators Sullivan and Weston.

RESOLUTION ADOPTED.

Legislator Huttleston moved for the adoption of the following resolution, seconded by Legislator Case.

REFERRED TO: ADMINISTRATIVE SERVICES COMMITTEE

RESOLUTION NO. 165-15 TRANSFER OF FUNDS LEASING OF A CANON C5250 PRINTER FOR 2015 REAL PROPERTY DEPARTMENT

WHEREAS: The Real property needs to replace the 9040 High speed printer with a lease of a Canon imageRunner Advance C5250; and

WHEREAS: The Real Property Department does high volume printing which will monopolize shared printers within 56 Main; and

WHEREAS: The cost of the lease will be \$383.53 per month; and

WHEREAS: The 40 accounts are lacking \$383.53 per month for 7/1/2015 through 12/31/2015; therefore be it

RESOLVED: That the following sums be transferred:

From: Contingency Account A1990.40.715	\$2,301.18
--	------------

To: Assessments Account A1355.40.320	\$2,301.18
--------------------------------------	------------

ROLL CALL VOTE

Yes – Legislators Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standing.

No – None.

Absent – Legislators Sullivan and Weston.

RESOLUTION ADOPTED.

Legislator Standing moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO:	HEALTH & HUMAN SERVICES COMMITTEE FINANCE COMMITTEE
--------------	--

RESOLUTION NO. 166–15	<i>TRANSFER OF FUNDS PUBLIC HEALTH</i>
-----------------------	--

WHEREAS: Tioga County Public Health has a Mobile Dental Services program, commonly referred to as the “Dental Van”; and

WHEREAS: Adjustments in the program have been implemented during 2015 to provide needed services; and

WHEREAS: The revision will require a transfer of funds within the Mobile Dental Services budget into the appropriate budget line items; and

WHEREAS: Transfer of funds requires Legislative approval, therefore be it

RESOLVED: That funds be transferred as follows:

From:	A 4064.40-140	Dental Services: Contractual Services	\$ 25,000
To:	A 4064.10-20	Dental Services: Salary/Part-time	\$ 25,000

ROLL CALL VOTE

Yes – Legislators Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standing.

No – None.

Absent – Legislators Sullivan and Weston.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Standing.

REFERRED TO:	PUBLIC WORKS
	FINANCE

RESOLUTION NO. 167-15	<i>TRANSFER FUNDS</i>
-----------------------	-----------------------

WHEREAS: The Department of Public Works purchased two box culverts out of the 2014 budget; and

WHEREAS: The Department of Public Works submitted a request for \$100,000 for Culvert Replacement in the 2015 budget; and

WHEREAS: The funding was omitted without the department being aware of it; and

WHEREAS: The budget is short of funds for installation costs; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the following transfer:

FROM: A1990.40-715	Contingency Account	\$25,000
TO: A9950.93-715	Transfer to Capital Fund	\$25,000

FROM: H5031.30	Inter-fund Transfer	\$25,000
TO: H2013.04	Culvert Replacement	\$25,000

ROLL CALL VOTE

Yes – Legislators Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standing.

No – None.

Absent – Legislators Sullivan and Weston.

RESOLUTION ADOPTED.

Legislator Standing moved for the adoption of the following resolution, seconded by Legislator Case.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 168-15 *APPROPRIATION OF FUNDS*
SOCIAL SERVICES

WHEREAS: Additional funding has been awarded to Tioga County Department of Social Services from the Office of Children and Family Services for Non-Residential Domestic Violence Services; and

WHEREAS: A New Hope Center is the approved Non-Residential Domestic Violence Program in Tioga County; and

WHEREAS: Appropriation of funds requires Legislative approval; therefore be it

RESOLVED: That funding be appropriated as follows:

From: A4610.00 Federal Aid: Administration	\$ 24,999
To: A6010.40.140 Contracting Services	\$ 24,999

ROLL CALL VOTE

Yes – Legislators Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standinger.

No – None.

Absent – Legislators Sullivan and Weston.

RESOLUTION ADOPTED.

Legislator Case moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. 169-15

APPROVE AND ENDORSE TIOGA COUNTY IDA's APPLICATION FOR THE WATER INFRASTRUCTURE DEVELOPMENT FOR THE E-SITE WITH FUNDING FROM THE 2015 NY STATE EMPIRE STATE DEVELOPMENT FUNDS.

WHEREAS: Tioga County IDA desires to apply for up to \$249,600 in financial assistance through the 2015 Consolidated Funding Applications under the 2015 Empire State Development Grant Funds; and

WHEREAS: The application proposes funding to assist the water development of the E-Site in order to make the property a shovel-ready site; and

WHEREAS: The reason for seeking funds is to develop the site into a disaster-resistant development including; office development, satellite medical clinic, pharmacy, commercial development with retail, education and tourism center, and an assisted senior living center. This proposed funding source would help supply the site with an above ground water tank, and 8" and 12" water mains; and

WHEREAS: The intent of the Tioga County IDA grant application is to advance this site, and help make it shovel-ready for development; and

WHEREAS: The grant application requires that the applicant obtain the approval and endorsement of the governing body of the municipalities governing and impacted by the project; therefore be it

RESOLVED: That the Tioga County Legislature approves and endorses the 2015 Empire State Development Grant application for assistance prepared and to be submitted by the Tioga County IDA.

ROLL CALL VOTE

Yes – Legislators Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standing.

No – None.

Absent – Legislators Sullivan and Weston.

RESOLUTION ADOPTED.

Legislator Case moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. 170-15

APPROVE AND ENDORSE TIOGA COUNTY IDA'S APPLICATION FOR THE WASTEWATER SYSTEM UPGRADE AT THE HUNT CREEK ROAD- LOUNSBERRY SOUTH (LS) SITE WITH FUNDING FROM THE 2015 NY STATE EMPIRE STATE DEVELOPMENT FUNDS

WHEREAS: Tioga County IDA desires to apply for financial assistance through the 2015 Consolidated Funding Applications under the 2015 Empire State Development Grant Funds; and

WHEREAS: The application purpose is for funding to assist the wastewater system upgrade of the IDA owned Lounsberry South site in order to make the property a shovel-ready site; and

WHEREAS: The reason for seeking funds is to develop the site for build out for a new manufacturer. This proposed funding source would help upgrade the wastewater system to accommodate this high water and wastewater user; and

WHEREAS: The grant application requires that the applicant obtain the approval and endorsement of the governing body of the municipalities governing and impacted by the project; therefore be it

RESOLVED: That the Tioga County Legislature approves and endorses the 2015 Empire State Development Grant application for assistance prepared and to be submitted by the Tioga County IDA.

ROLL CALL VOTE

Yes – Legislators Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standing.

No – None.

Absent – Legislators Sullivan and Weston.

RESOLUTION ADOPTED.

Legislator Standing moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: PUBLIC SAFETY COMMITTEE

RESOLUTION NO. 171-15- *RESOLUTION TO APPROVE A CONTRACT BETWEEN THE TIOGA COUNTY PROBATION DEPT. AND SENTINEL OFFENDER SERVICES, LLC*

WHEREAS: The Legislature approved a contract between Tioga County Probation Department and G4S Justice Services, Inc. for the provision of Electronic Monitoring devices beginning in 2011. In 2012, G4S Justice Services was acquired by Sentinel Offender Services. Sentinel honored all existing contracts between G4S and their customers. The use of Electronic Monitoring devices in Tioga County previously, was only via a Criminal Court order and was used as an alternative to incarceration; and

WHEREAS: The Probation Department has enlarged the use of Electronic Monitoring devices to include use with juveniles via a Family Court Order; and

WHEREAS: The NYS Office of Children and Family Services (OCFS) has directed every county to create Alternative to Detention programming and Tioga Probation has announced that Electronic Monitoring will now be offered to Tioga County Family Court as an Alternative to Detention and is part of Tioga's STSJP funding request to NYS OCFS; and

WHEREAS: Tioga County Probation has researched other companies as directed by the Legislature, who provide EM services and has not found a company that will add the County to the company's insurance; and

WHEREAS: The Tioga County Attorney has approved a contract with Sentinel Offender Services LLC that will charge the County: \$6.95 per day for Daily RF monitoring, \$2.00 per day for shelf cost for unused RF devices, \$5.45 per day for GPS Monitoring and \$1.25 per day for unused GPS devices; and

WHEREAS: Tioga County Probation has budgeted funds for Electronic Monitoring services in the amount of \$15,364 in account number A3140.40.140 in the 2015 budget; therefore be it

RESOLVED: That the Tioga County Legislative Chair is approved to contract with Sentinel Offender Services, LLC to provide Electronic Monitoring hardware and internet accessible software for adults and juveniles to the Probation Department as part of the County's Alternative to Incarceration and Alternative to Detention programming.

ROLL CALL VOTE

Yes – Legislators Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standing.

No – None.

Absent – Legislators Sullivan and Weston.

RESOLUTION ADOPTED.

Legislator Standing moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO:

PUBLIC SAFETY COMMITTEE

RESOLUTION NO. 172-15-

*RESOLUTION TO APPROVE
PROBATION AS LEAD AGENCY FOR
APPLICATION FOR FUNDING VIA
STSJP*

WHEREAS: The NYS Office of Children and Family Services (OCFS) has directed every County to create Alternative to Detention programming and the Tioga County Legislature previously approved the Department of Social Services as the Lead Agency for the County to apply for STSJP funding; and

WHEREAS: The Department of Social Services is withdrawing from being the Lead Agency position and the Probation Department is accepting that role in order

to apply for the funding for Alternative to Detention programing for the County; and

WHEREAS: The funding is based on an approved OCFS contract and is set at a 62% state reimbursement/38% county share for monies expended by the County for Alternative to Detention programing, and the County agrees to accept this reimbursement funding format; therefore be it

RESOLVED: That the Tioga County Legislative Chair is approved to contract with the Office of Child and Family Services for STSJP funding for the Probation Department's Alternative to Detention programming for Tioga County.

ROLL CALL VOTE

Yes – Legislators Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standinger.

No – None.

Absent – Legislators Sullivan and Weston.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Standinger.

REFERRED TO:

PUBLIC WORKS

RESOLUTION NO. 173-15

*AWARD CONSTRUCTION
GLEN RD. BRIDGE
BIN: 3335320*

WHEREAS: Tioga County bonded for a program for rehabilitation of various bridges within the County; and

WHEREAS: Funding is available for the construction of the Glen Rd. Bridge; and

WHEREAS: The Commissioner of Public Works received sealed bids on June 17, 2015 and bids were as follows:

Bothar Construction	Binghamton, NY	\$442,822.15
Dycon Construction	Pine City, NY	\$455,399.00
Economy Paving	Cortland, NY	\$487,787.78
Procon Construction	Vestal, NY	\$477,000.00

And

WHEREAS: LaBella Associates, Rochester, NY have completed the review of the bids and finds the low bidder Bothar Construction, Binghamton, NY meets all of the qualifications of the bid specifications; therefore be it

RESOLVED: That the Tioga County Legislature authorizes awarding the bid to Bothar Construction, Binghamton, NY not to exceed \$442,822.15 to be paid out of Glen Rd. Bridge account H2014.09.

ROLL CALL VOTE

Yes – Legislators Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standinger.

No – None.

Absent – Legislators Sullivan and Weston.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Standinger.

REFERRED TO: PUBLIC WORKS

RESOLUTION NO. 174-15 *APPROVE CHANGE ORDER
FOR TIOGA COUNTY BRIDGE
PREVENTIVE MAINTENANCE
PROJECT PIN 9753.83*

WHEREAS: McFarland Johnson submitted a change order for the Tioga County Bridge Preventive Maintenance Project; and

WHEREAS: The Project is funded as follows:

Federal: 80%
State: 15%
Local: 5%

And

WHEREAS: The additional funding is available in the Tioga County Preventive Maintenance Project Account D5110.40 use code 50; and

WHEREAS: The change order was for Penn. Ave. Bridge BIN 3335470; and

WHEREAS: The design change was done just after letting for the removing of the overlay, install membrane and asphalt overlay; and

WHEREAS: The change order amount is \$13,431.00; therefore be it

RESOLVED: That the Tioga County Legislature authorize additional funds be appropriated for this change order not to exceed \$13,431.00 to be paid out of the Tioga County Preventive Maintenance account D5110.40 use code 50.

ROLL CALL VOTE

Yes – Legislators Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standinger.

No – None.

Absent – Legislators Sullivan and Weston.

RESOLUTION ADOPTED.

Legislator Standinger moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: PUBLIC SAFETY COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 175-15 *AUTHORIZE THE SUBMISSION OF CRITICAL
INFRASTRUCTURE GRANT PROGRAM
APPLICATION (CIGP)
EMERGENCY MANAGEMENT*

WHEREAS: The Department of Homeland Security has issued a grant of \$50,000 to the Tioga County Office of Emergency Management. The grant will be used for dark fiber for internet communications throughout the county; and

WHEREAS: County Policy #47 requires that a resolution be approved before any such grant applications are submitted; and

WHEREAS: The Critical Infrastructure Grant application needs to be submitted by August 18th; therefore be it

RESOLVED: That the Tioga County Emergency Management Office be authorized to apply for this grant.

ROLL CALL VOTE

Yes – Legislators Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standingier.

No – None.

Absent – Legislators Sullivan and Weston.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 176-15 *AUTHORIZE SALE OF COUNTY
OWNED PROPERTIES ACQUIRED
FOR DELINQUENT TAXES*

WHEREAS: Tioga County is the owner of numerous properties which it has acquired for delinquent taxes, which are surplus to the County needs; and

WHEREAS: It is the intent of the Tioga County Legislature to place the properties back on the tax rolls; be it therefore

RESOLVED: That the following properties be sold at public auction to be held in the Edward D. Hubbard Auditorium in the Ronald E. Dougherty County Office Building, 56 Main Street, Owego, New York on August 6, 2015 at 6:00 p.m. conducted by Manasse Auctioneers.

Town of Barton:

157.00-2-18, Max Coleman
157.07-1-20, Loco Holdings, LLC
166.15-7-33, Janice L. Vallilee

Town of Berkshire

22.00-2-19, Stanley Lukaszewicz
22.00-1-5.8, Alberto Padron-Cid
22.00-1-5.5, Alberto Padron-Cid
31.07-2-15, Nancy L. Klock
24.00-1-33, John Gehm

Town of Candor:

50.00-1-39.10, Sarah Knapp

29.00-1-4, Edward Monroe

Town of Newark Valley:

61.15-3-32, County of Tioga

64.19-1-20.12, Tyler Donahue

64.19-1-27, Donald Brooks

64.00-1-44.20, Clarence Grimley

64.19-1- 3, Agnes Hammond

65.00-1-41, Thomas Abbey

Town of Nichols:

172.00-1-25.15, Salvatore Vitellaro

172.00-1-25.14, Salvatore Vitellaro

Town of Owego:

118.19-1-1.5, Leo Cueto

118.19-1-1.6, Leo Cueto

153.06-2-14, John Prosinski

120.00-1-5, June Packer

128.08-3-9, Walters and Smith Home Repair

129.05-3-16, Thomas Shumway

128.08-1-1.125, County of Tioga

128.08-3-87, County of Tioga

128.08-1-43, County of Tioga

117.19-2-4, County of Tioga

128.08-1-46, Elizabeth E Barnum

118.17-1-43.1, Kathleen D. Johnson-Luttman

129.05-3-25, English Brothers Apartments LLC

117.19-1-35, Alfred H. Sibley

143.13-2-50.1, Maynard Smith

97.00-1-17.213, Jason M. Spohn

152.08-1-23, Sean Taylor

142.14-1-27.21, County of Tioga

152.08-1-22, Sean Taylor

Town of Richford:

12.00-1-16.20, Dasetta Gray

16.00-1-15, Dasetta Gray

12.00-1-26.20, Christopher Wilkinson

12.00-1-27, Justine Wolf

Town of Spencer

46.14-1-12, John P. Morello

46.14-1-13, John P. Morello

69.00-2-12.2, Robert Pungert

Town of Tioga

158.12-2-20, Laurence Gallow

94.20-1-5, Loren Loveless

158.12-2-44, Stanley Lukaszewicz

159.00-3-29, Stanley Lukaszewicz

126.00-2-30, Clara Wheeland

ROLL CALL VOTE

Yes – Legislators Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standing.

No – None.

Absent – Legislators Sullivan and Weston.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO:

FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 177-15

*AUTHORIZE SALE OF SALLY A. SYKES
PROPERTY LOCATED IN THE TOWN OF
SPENCER TO HARRY R. & BARBARA
PENNYPACKER*

WHEREAS: Property located in the Town of Spencer, assessed to Sally A. Sykes, identified as Tax Map number 35.00-1-18, owes 2013, 2014 and 2015 taxes and is past the last date of redemption; and

WHEREAS: The County has been approached by Harry R. & Barbara Pennypacker who has made an offer to purchase the property for \$2,800.00, "as is", thereby placing the property back on the tax rolls; be it therefore

RESOLVED: That the Chair of the Tioga County Legislature be and hereby is authorized to sign and record on receipt of \$2,800.00 and recording costs of \$310.00, a Quit Claim Deed conveying the property assessed to Sally A. Sykes,

located in the, Town of Spencer, identified on the Town of Spencer Tax Map as number 35.00-1-18, to Harry R. & Barbara Pennypacker.

ROLL CALL VOTE

Yes – Legislators Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standingier.

No – None.

Absent – Legislators Sullivan and Weston.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: LEGAL/FINANCE COMMITTEE

RESOLUTION NO. 178-15 ADOPT LOCAL LAW NO. 3 OF 2015

WHEREAS: A public hearing was held on July 9, 2015, following due notice thereof to consider the adoption of Local Law Introductory No. C of the Year 2015 A Local Law amending Local Law No. 1 of 2014 providing for the collection of a hotel and motel tax in Tioga County; and

WHEREAS: It is in the best interests of the residents of Tioga County to adopt such Local Law which will Local Law No. 3 of 2015; therefore be it

RESOLVED: That the following Local Law be and hereby is adopted;

County of Tioga

Local Law No. 3 of the Year 2015.

A Local Law amending Local Law No. 1 of 2014 providing for the collection of a hotel and motel tax in Tioga County.

Be It Enacted by the Legislature of the County of Tioga as follows:

SECTION 1:

Local Law No. 1 of 2014 "Hotel/Motel Tax Law" is hereby amended to provide as follows:

SECTION 1: TITLE

This local Law shall be known as the "Hotel/Motel Tax Law"

SECTION 2: PURPOSE

The purpose of this Local Law is to enhance the general economy of Tioga County, its cities, towns, and villages through promotion of tourists, activities, conventions, trade shows, special events, and other directly related and supporting activities.

SECTION 3: DEFINITIONS

HOTEL - Any facility providing lodging on an over-night basis, and shall include those facilities designated and commonly known as "bed and breakfast" and "tourist" facilities.

MOTEL - Any facility providing lodging on an over-night basis, and shall include those facilities designated and commonly known as "bed and breakfast" and "tourist" facilities.

OCCUPANCY - The use or possession, or the right to the use or possession of any room in a hotel or motel.

OCCUPANT - A person who, for a charge or any consideration uses, possesses, or has the right to use or possess, any room in a hotel or motel under any lease, concession, permit, right, license, agreement, or otherwise.

OPERATOR - Any person operating a hotel or motel in Tioga County including but not limited to the owner, proprietor, lessee, sub-lessee, mortgagee in possession, licensee, or any other person otherwise operating such hotel or motel.

PERMANENT RESIDENT - A person occupying any room or rooms in a hotel or motel for at least fourteen (14) consecutive days.

PERSON - An individual, partnership, society, association, joint stock company, corporation, estate, receiver, trustee, assignee, referee, and any other person acting in a fiduciary or representative capacity, whether appointed by a court or otherwise, and any combination of the foregoing.

RENT - The charge and/or consideration received for occupancy valued in money, whether received money, or otherwise.

RETURN - Any return filed or required to be filed as herein provided.

ROOM - Any room or rooms of any kind in any part or portion of a hotel or motel, which is available for rent or otherwise let out for the lodging of guests.

TREASURER – Tioga County Treasurer

SECTION 4: TAX

A tax in the amount of four percent (4%) of the per diem rental rate for each room occupied, is hereby assessed on all hotels and motels in Tioga County, provided, however, that such tax shall not be applicable to a permanent resident of a hotel or motel.

SECTION 5: EXEMPTION

Such tax shall not be imposed on any transaction, by or with any of the following:

(A) The State of New York, or any public corporation (including a public corporation created pursuant to agreement or compact with another state or the dominion of Canada), improvement district or other political subdivision of the State.

(B) The United States of America, insofar as it is immune from taxation;

(C) Any corporation or association, or trust, or community chest, fund or foundation organized and operated exclusively for religious, charitable or educational purposes, or for the prevention of cruelty to children or animals, and no part of the net earnings of which inures to the benefit of any private shareholder or individual and no substantial part of the activities of which is carrying on propaganda, or otherwise attempting to influence legislation; provided, however, that nothing in this paragraph shall include an organization operated for the primary purpose of carrying on a trade or business for profit, whether or not all of its profits are payable to one or more organizations described in this paragraph.

SECTION 6: REGISTRATION

Within three (3) days after commencing business or opening, every operator shall file with the Treasurer a registration application in a form prescribed by the Treasurer.

SECTION 7: ADMINISTRATION AND COLLECTION

(A) The tax imposed by this local law shall be administered and collected by the Treasurer, or other fiscal officers of Tioga County, by such means

and in such manner as other taxes which are now collected and administered by such officers or as otherwise may be provided by such local law.

(B) The tax to be collected shall be stated and charged separately from the rent and shown separately on any record thereof, at the time when the occupancy is arranged or contracted for and charged for, and upon every evidence of occupancy or any bill or statement of charge made for said occupancy issued or delivered by the operator. The tax shall be paid by the occupant to the operator or to the person entitled to be paid the rent or charge for the hotel or motel occupied for and on account of the County, and the operator or person entitled to be paid the rent or charge shall be liable for the collection and payment of the tax.

(C) The operator or any officer of any corporate operator shall be personally liable for the tax collected or required to be collected under this local law, and such operator or person entitled to be paid the rent or charge shall have the same right in respect to collecting the tax from the occupant, or in respect to nonpayment of the tax by the occupant, as if the tax were a part of the rent or charge and payable at the same time as the rent or charge; provided, however, that the Treasurer or other fiscal officers, employees or agents specified in this local law, shall be joined as a party in any action or proceeding brought to collect the tax by the operator or by the person entitled to be paid the rent or charge.

(D) The Treasurer may, whenever deemed necessary for the proper enforcement of this local law, provide that the occupant shall file returns and pay directly to the Treasurer, the tax herein imposed.

(E) For the purpose of the proper administration of this local law and to prevent evasion of the tax hereby imposed, it shall be presumed that all rents are subject to tax until the contrary is established, and the burden of proving that a rent for occupancy is not taxable hereunder shall be upon the operator, except that, where by regulation pursuant to subdivision (d) of this section, an occupant is required to file returns and pay directly to the Treasurer the tax herein imposed, the burden of proving that a rent for occupancy is not taxable shall be upon the occupant.

(F) Where an occupant claims exemption from the tax under the provisions of section five of this local law, the rent shall be deemed taxable hereunder unless the operator shall receive from the occupant claiming such exemption a certificate duly executed by an exempt corporation or

association certifying that the occupant is its agent, representative, or employee, together with a certificate executed by the occupant that his occupancy is paid or to be paid by such exempt corporation or association, and is necessary or required in the course of or in connection with the occupant's duties as a representative of such corporation or association. Where deemed necessary, the operator may further require that any occupant claiming exemption from the tax furnish a copy of a certificate issued by the Treasurer certifying that the corporation or association therein named is exempt from the tax under section five of this local law.

SECTION 8: RECORDS TO BE KEPT

Every operator shall keep records of every occupancy and of all rent paid, charged and due thereon and of the tax payable thereon, in such form as the Treasurer may require. Such records shall be available for inspection and examination at any time upon demand by the Treasurer or the Treasurer's duly authorized agents or employees, and shall be preserved for a period of not less than three (3) years, except that the Treasurer may consent in writing to their destruction within that period or may in writing require that such records be kept and maintained for a specified period in excess of three (3) years.

SECTION 9: RETURNS

(A) The filing of returns and the payment of the tax shall be paid to the Treasurer on a quarterly basis. Such returns shall be filed within twenty (20) days from the expiration of the period covered thereby. The Treasurer may permit or require returns to be made by other periods and upon such dates as may be specified. If the Treasurer deems it necessary in order to insure the payment of the tax imposed by this local law, the Treasurer may require returns to be made for shorter periods than those prescribed pursuant to the foregoing provisions of this section and upon such dates as may be specified.

(B) The forms of returns shall be prescribed by the Treasurer and shall contain such information as may be deemed for the proper administration of this local law. The Treasurer may require amended returns to be filed within twenty (20) days after notice and to contain the information specified in the notice.

(C) If the return required by this local law is not filed, or a return filed is incorrect or insufficient on its face, the Treasurer shall take the necessary steps to enforce the filing of such return or of a corrected return.

SECTION 10: PAYMENT OF TAX

(A) Upon the time of filing a return of occupancy and of rents, each operator shall pay to the Treasurer the taxes imposed by this local law upon the rents required to be included in such return, as well as other monies collected by the operator acting or purporting to act under the provisions of this local law.

(B) Where the Treasurer, in his discretion, deems it necessary to protect revenues to be obtained under this local law, the Treasurer may require any operator obligated to collect the tax imposed by this local law to file with the Treasurer's office a bond, issued by a surety company authorized to transact business in this state and approved by the superintendent of insurance of this state as to solvency and responsibility, in such amount as the Treasurer may fix to secure the payment of any tax and/or penalties and interest due or which may become due from such operator.

(C) In the event the Treasurer determines that an operator is to file such bond, notice shall be given by the Treasurer to such operator to that effect specifying the amount of the bond required.

(D) The operator shall file such bond within five (5) days after the issuance of such notice, unless within five (5) days the operator shall serve upon and deliver to the Treasurer a written request for a hearing before the Treasurer at which the necessity, propriety and amount of the bond shall be determined by the Treasurer. Any determination by the Treasurer upon such hearing shall be final and shall be complied with by the operator within fifteen (15) days after the giving of notices thereof.

(E) In lieu of such bond, securities approved by the Treasurer or cash in such amount as may be prescribed, may be deposited which shall be kept in the custody of the Treasurer who may at any time without notice of the depositor apply them to any tax and interest and penalties due, and for that purpose the securities may be sold by the Treasurer at public or private sale without notice to the depositor thereof.

SECTION 11: DETERMINATION OF TAX

If a return required by this local law is not filed, or if a return is incorrect or insufficient, the amount of tax due shall be determined by the Treasurer from such information as may be obtainable and, if necessary, the tax may be estimated on the basis of external indices, such as number of rooms, location, scale of rents, comparable rents, type of accommodations and service, number of employees and/or other factors. Notice of such determination shall finally and irrevocably fix the tax unless the person against whom it is assessed, within thirty (30) days

after giving of such notice of such determination, shall apply to the Treasurer for a hearing, or unless the Treasurer of its own motion shall re-determine the same. After such hearing, the Treasurer shall give notice of the determination made to the person against whom the tax is assessed. Any final determination of the amount of any tax payable hereunder, shall be reviewable for error, illegality or unconstitutionality or any other reason whatsoever by a proceeding under article seventy-eight of the Civil Practice Law and Rules if application therefor is made to the Supreme Court within thirty (30) days after the giving of the notice of such final determination, provided, however, that any such proceeding under article seventy-eight of the Civil Practice Law and Rules shall not be instituted unless:

(A) The amount of tax sought to be reviewed, with such interest and penalties thereon as may be provided for by local law or regulation shall be first deposited and there is filed an undertaking, issued by a surety company authorized to transact business in this state and approved by the superintendent of insurance of this state as to solvency and responsibility, in such amount as a justice of the Supreme court shall approve to the effect that if such proceeding be dismissed or the tax confirmed, the petitioner will pay all costs and charges which may accrue in the prosecution of such proceeding; or

(B) At the option of the petitioner, such undertaking may be in a sum sufficient to cover the taxes, interests, and penalties stated in such determination plus the costs and charges which may accrue against such petitioner in the prosecution of the proceeding, in which event the petitioner shall not be required to pay such taxes, interests or penalties as a condition precedent to the application.

SECTION 12: JUDICIAL REVIEW

(A) Any final determination of the amount of any tax payable hereunder shall be reviewable for error, illegality or unconstitutionality or any other reason whatsoever by a proceeding under article seventy-eight of the civil practice law and rules if application therefore is made to the supreme court within thirty days after the giving of the notice of such final determination, provided, however, that any such proceeding under article seventy-eight of the civil practice law and rules shall not be instituted unless:

1. The amount of any tax sought to be reviewed, with such interest and penalties thereon as may be provided for, shall be first deposited and there is filed an undertaking, issued by a surety company authorized to transact business in this state and approved

by the superintendent of insurance of this state as to solvency and responsibility, in such amount as a justice of the supreme court shall approve to the effect that if such proceeding be dismissed or the tax confirmed the petitioner will pay all costs and charges which may accrue in the prosecution of such proceeding; or

2. At the option of the petitioner such undertaking may be in a sum sufficient to cover the taxes, interests and penalties stated in such determination plus the costs and charges which may accrue against it in the prosecution of the proceeding, in which event the petitioner shall not be required to pay such taxes, interest or penalties as a condition precedent to the application.

(B) Where any tax imposed hereunder shall have been erroneously, illegally or unconstitutionally collected and application for the refund thereof duly made to the Treasurer, and he shall have made a determination denying such refund, such determination shall be reviewable by a proceeding under article seventy-eight of the civil practice law and rules, provided, however, that such proceeding is instituted within thirty days after the giving of the notice of such denial, that a final determination of tax due was not previously made, and that an undertaking is filed with the proper fiscal officer or officers in such amount and with such sureties as a justice of the supreme court shall approve to the effect that if such proceeding be dismissed or the tax confirmed, the petitioner will pay all costs and charges which may accrue in the prosecution of such proceeding.

SECTION 13: PENALTY AND INTEREST

There shall be a penalty for failure to file said return and pay over the tax to the Treasurer on the date due in the amount of ten (10%) per cent of the amount of the tax due plus interest at the rate of one percent (1%) of such tax for each month of delay, excepting the first month after such return was required to be filed or such tax became due.

SECTION 14: LIMITATION OF TIME

Except in the case of a willfully false or fraudulent return with intent to evade the tax, no assessment of additional tax shall be made after the expiration of more than three years from the date of the filing of a return, provided, however, that where no return has been filed as provided by law the tax may be assessed at any time.

SECTION 15: RESERVES

In cases where the occupant or operator has applied for a refund and has instituted a proceeding under article seventy-eight of the Civil

Practice Law and Rules to review a determination adverse to such occupant or operator on such application for a refund, the Treasurer shall set aside sufficient monies to meet any decision adverse to the County.

SECTION 16: APPLICATION OF FUNDS

All revenues resulting from the imposition of the tax under this local law shall be paid into the treasury of Tioga County and shall be credited to and deposited in the general fund of the County, thereafter to be allocated at the discretion of the County Legislature of the County of Tioga for the purposes of tourism and economic development; provided, however, that the County shall be authorized to retain up to a maximum of five percent of such revenue to defer the necessary expenses of the County in administering such tax. The revenue derived from the tax, after deducting the amount provided for administering such tax, shall be allocated to enhance the general economy of Tioga County, its cities, towns, and villages, through promotion of tourist activities, conventions, trade shows, special events, and other directly related and supporting activities.

SECTION 17: REMEDIES EXCLUSIVE

The remedies provided by sections eleven (11) and twelve (12) of this local law shall be the exclusive remedies available to any person for the review of the tax liability imposed by this local law; and no determination or proposed determination of tax or determination on any application for refund or credit shall be enjoined, contested or reviewed by any action or proceeding, except by a proceeding under article seventy-eight of the Civil Practice Law and Rules provided, however, that a taxpayer may proceed by declaratory judgment if suit is instituted within thirty (30) days after a deficiency assessment to the Treasurer prior to the institution of such suit and posts a bond for costs pursuant to section twelve (12) of this local law

SECTION 18: PROCEEDINGS TO RECOVER TAX

(A) Whenever any operator or other person shall fail to collect and pay over any tax and/or to pay any tax, penalty or interest imposed by this local law as herein provided, or whenever any occupant shall fail to pay any such tax, penalty or interest, the County Attorney shall, upon the request of the Treasurer bring or cause to be brought an action to enforce the payment of the same on behalf of Tioga County in any court of the State of New York or of any other state or of the United States.

(B) Notwithstanding any other provision of this section, if the Treasurer, in its discretion, believes that any such operator, occupant or other person is

about to cease business, leave the state or remove or dissipate the assets out of which the tax or penalties might be satisfied, and that any such tax or penalty will not be paid when due, the Treasurer may declare such tax or penalty to be immediately due and payable and may issue a warrant, as provided in this section, immediately.

(C) As an additional alternate remedy, the Treasurer may issue a warrant, directed to the Tioga County Sheriff or to the Sheriff of any other county commanding said Sheriff to levy upon and sell the real and personal property of the operator, occupant, or other person liable for the tax, which may be found within the County for the payment of the amount thereof, with any penalties and interest and the cost of executing the warrant, and to return such warrant to the Treasurer and to pay to the Treasurer the money collected by virtue thereof within sixty (60) days after the receipt of such warrant. The sheriff shall, within five (5) days after the receipt of the warrant, file with the County Clerk a copy thereof, and thereupon such Clerk shall enter in the judgment docket the name of the person mentioned in the warrant and the amount of tax, penalties and interest for which the warrant is issued and the date when such copy is filed. Thereupon the amount of such warrant so docketed shall become a lien upon the interest in real and personal property of the person against whom the warrant is issued. The Sheriff shall then proceed upon the warrant, in the same manner, and with like effect, as that provided by in respect to executions issued against property judgments of a court of record and for services in executing the warrant the Sheriff shall be entitled to the same fees, which may be collected in the same manner. In the discretion of the Treasurer, a warrant of like terms, force and effect may be issued and directed to any officer or employee of the Treasurer and in the execution thereof such officer or employee shall have all the powers conferred upon by the Sheriff, but shall be entitled to no fee or compensation in excess of the actual expenses paid in the performance of such duty. If a warrant is returned not satisfied in full, the Treasurer may from time to time issue new warrants and shall also have the same remedies to enforce the amount due thereunder as if the County has recovered judgment therefor and execution thereon has been returned unsatisfied.

(D) Whenever an operator shall make a sale, transfer, or assignment in bulk of any part of the whole of a hotel, motel, or lease, or of such operator's business assets, otherwise than in the ordinary course of business, the purchaser, transferee or assignee shall at least ten (10) days before taking possession of the subject of the said sale, transfer or assignment, or paying therefor, notify the Treasurer by registered mail of the proposed sale and of the price, terms and conditions thereof whether

or not the seller, transferor or assignor, has represented to or informed the purchaser, transferee or assignee that any tax is owed pursuant to this local law, and whether or not the purchaser, transferee or assignee has knowledge that such taxes are owing, and whether any such taxes are in fact owing.

(E) Whenever the purchaser, transferee or assignee shall fail to give notice to the Treasurer as required by sub-section eighteen (18) (d), of this section or whenever the Treasurer shall inform the purchaser, transferee, or assignee that a possible claim for such tax or taxes exists, any sums of money, property or choses in action, or other consideration, which the purchaser, transferee or assignee is required to transfer over to the seller, transferor or assignor shall be subject to a first priority right and lien of any such taxes theretofore or thereafter determined to be due the seller, transferor or assignor to the County, and the purchaser, transferee or assignee is forbidden to transfer to the seller, transferor or assignor any such sums of money, property or choses in action to the extent of the amount of the County's claim. For failure to comply with the provisions of this sub-section, the purchaser, transferee or assignee, in addition to being subject to the liabilities and remedies imposed under the provisions of article six of the Uniform Commercial Code, shall be personally liable for the payment determined to be due to the County from the seller, transferor or assignor, and such liability may be assessed and enforced in the same manner as the liability for tax under this local law.

SECTION 19: GENERAL POWERS OF THE TREASURER

In addition to the powers granted to the Treasurer by County Law and this local law, the Treasurer is hereby authorized and empowered:

(A) To make, adopt and amend rules and regulations, and to issue orders, appropriate to the carrying out of this local law and the purposes thereof;

(B) To extend for cause shown the time of filing any return for a period not exceeding thirty (30) days; and for cause shown, to remit or waive penalties but not interest; and to compromise disputed claims in connection with the taxes hereby imposed.

(C) To request information from the tax commissioner of the State of New York or the treasury department of the United States relative to any person; and to afford information to such tax commissioner or such treasury department relative to any person, any other provision of this local law to the contrary notwithstanding

(D) To delegate said functions hereunder to any employee or employees of the Treasurer

(E) To prescribe methods for determining the rents for occupancy and to determine the taxable and nontaxable rents

(F) To require any operator within the County to keep detailed records of the nature and type of hotel or motel maintained, nature and type of service rendered, the rooms available and rooms occupied daily, leases or occupancy contracts or arrangements, rents received, charged and accrued, the names and addresses of the occupants, whether or not any occupancy is claimed to be subject to the tax imposed by this local law, and to furnish such information upon request to the Treasurer

(G) To assess, determine, revise and readjust the taxes imposed under this local law

SECTION 20: ADMINISTRATION OF OATHS AND COMPELLING TESTIMONY

(A) The Treasurer, or the Treasurer's duly designated and authorized employees or agents, shall have power to administer oaths and take affidavits in relation to any matter or proceeding in the exercise of the Treasurer's powers and duties under this local law.

(B) The Treasurer shall have the power to subpoena and require the attendance of witnesses and the production of books, papers, and documents to secure information pertinent to the performance of his duties hereunder and of the enforcement of this local law, and to examine them in relation thereto, and to issue commissions for the examination of witnesses who are out of the state or unable to attend before the Treasurer or excused from attendance.

(C) A justice of the Supreme Court, either in court or at chambers shall have power summarily to enforce by proper proceedings the attendance and testimony of witnesses and the production and examination of books, papers and documents called for by the subpoena of the Treasurer under this local law.

(D) Any person who shall refuse to testify or to produce books or records or who shall testify falsely in any material matter pending before the Treasurer under this local law shall be guilty of a misdemeanor, punishment for which shall be a fine of not more than one thousand dollars (\$1,000) or imprisonment for not more than one year, or both such fine and imprisonment.

(E) The officers who serve the summons or subpoena of the Treasurer and witnesses attending in response thereto shall be entitled to the same fees as are allowed to officers and witnesses in civil cases in courts or record, except as herein otherwise provided.

(F) The County Sheriff, the Sheriff's duly appointed deputies, and any officer or employee of the Treasurer designated to serve process under this local law, are hereby authorized and empowered to serve any summons, subpoena, order, notice, document, instrument, or other process to enforce or carry out this local law.

SECTION 21: REFERENCE TO TAX

Wherever reference is made in placards or advertisements or in any other publications to this tax such reference shall be substantially in the following form: "Tax on occupancy of hotel or motel rooms"; except that in any bill, receipt, statement or other evidence of memorandum of occupancy or rent charge issued or employed by the operator, the word "tax" will suffice.

SECTION 22: RETURNS TO BE SECRET

(A) Except in accordance with proper judicial order, or as otherwise provided by law, it shall be unlawful for the Treasurer or any officer or employee of the Treasurer to divulge or make known in any manner the rents or other information relating to the business of the taxpayer contained in any return required under this local law. The officers charged with the custody of such returns shall not be required to produce any of them or evidence of anything contained in them in any action or proceeding in any court, except on behalf of the Treasurer in an action or proceeding under the provisions of this local law or on behalf of any party to any action or proceeding under this local law when the returns or facts shown thereby are directly involved in such action or proceeding, in either of which events the court may require the production of, and may admit in evidence, so much of said returns or of the facts shown thereby, as are pertinent to the action or proceeding and no more. Nothing herein shall be construed to prohibit the delivery to a taxpayer or his duly authorized representative or a certified copy of any return filed in connection with his tax nor to prohibit the publication of statistics so classified as to prevent the identification of particular returns and the items thereof, or the inspection by the County Attorney or other legal representatives of the County of the return of any taxpayer who shall bring action to set aside or review the tax based thereon, or against whom an action or proceeding has been instituted for the collection of a

tax or penalty. Returns shall be preserved for three (3) years and thereafter until the Treasurer permits them to be destroyed.

(B) Any violation of this section shall be punishable by a fine not exceeding one thousand dollars (\$1,000), or by imprisonment not exceeding one year, or both, in the discretion of the court.

SECTION 23: EFFECTIVE DATE

This local law shall become effective December 1, 2014 and shall remain in effect until November 30, 2017.

SECTION 24: SEVERABILITY

If any provision of this local law or the application thereof to any person or circumstance shall be held invalid, the remainder of this local law and the application of its provisions to other persons or circumstances shall not be affected thereby.

SECTION 2: EFFECTIVE DATE

This local law shall become effective upon filing with the Secretary of State.

SECTION 3: SEVERABILITY

If any provision of this local law or the application thereof to any person or circumstance shall be held invalid, the remainder of this local law and the application of its provisions to other persons or circumstances shall not be affected thereby.

And be it further

RESOLVED: That the Clerk of the Legislature be and hereby is directed, pursuant to Local Law No. 4 of 1992, to cause to be published in the official newspapers of the County of Tioga a synopsis of such Local Law, such synopsis to be within ten days after adoption of the Local Law; and be it further

RESOLVED: That the Clerk of the Legislature be and hereby is directed within five days after adoption of such Local Law to cause the Local Law to be filed as required by the Municipal Home Rule Law Section 27.

ROLL CALL VOTE

Yes – Legislators Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standing.

No – None.

Absent – Legislators Sullivan and Weston.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: PUBLIC WORKS COMMITTEE

RESOLUTION NO. 179-15 ADOPT LOCAL LAW NO. 4 OF 2015

WHEREAS: A public hearing was held on July 9, 2015, following due notice thereof to consider the adoption of Local Law Introductory No. D of the Year 2015 A local law authorizing the use of Best Value Award methodology, in the competitive bidding process, for purchase contracts (including contracts for service work (article 9), but excluding any purchase contracts necessary for the completion of a public works contract pursuant to (article 8) of the Labor Law) may be awarded on the basis of low bid or best value, as authorized by section 103 of the General Municipal Law and as defined in Section one hundred sixty-three of the State Finance Law.

WHEREAS: It is in the best interests of the residents of Tioga County to adopt such Local Law which will Local Law No. 4 of 2015; therefore be it

RESOLVED: That the following Local Law be and hereby is adopted;

County of Tioga

Local Law No. 4 of the Year 2015.

A local law authorizing the use of Best Value Award methodology, in the competitive bidding process, for purchase contracts (including contracts for service work (article 9), but excluding any purchase contracts necessary for the completion of a public works contract pursuant to (article 8) of the Labor Law) may be awarded on the basis of low bid or best value, as authorized by section 103 of the General Municipal Law and as defined in Section one hundred sixty-three of the State Finance Law.

Be It Enacted by the Legislature of the County of Tioga as follows:

Section 1. Name of local law

This law shall be known as the "Tioga County Best Value Competitive Bidding Law."

Section 2. Findings and Intent

The State Legislature and Governor amended General Municipal Law §103 (A08692/S6117) on January 27, 2012 to provide local governments greater flexibility in awarding contracts by authorizing the award of purchase contracts, including contracts for service work on the basis of "best value", provided that any Political Subdivision with a population of less than one million first pass a local law authorizing the use of the best value award process.

(From Assembly Bill Memo A08692) — Enactment of this legislation provides additional procurement options to localities in ways that may expedite the procurement process and result in cost savings. The "best value" standard for selecting goods and services vendors, including janitorial and security contracts, is critical to efforts to use strategic sourcing principles to modernize the supply chain and ensure that taxpayers obtain the highest quality goods and services at the lowest potential cost, while ensuring fairness to all competitors.

The federal government, approximately half of the states and many localities have added best value selection processes to their procurement options, in recognition of these advantages. With the increased complexity of the goods and services that municipalities must obtain in order to serve taxpayers, it is critical to consider selection and evaluation criteria that measure factors other than cost in the strictest sense.

Taxpayers are not well served when a public procurement results in low unit costs at the outset, but ultimately engenders cost escalations due to factors such as inferior quality, poor reliability and difficulty of maintenance. Best value procurement links the procurement process directly to the municipality's performance requirements, incorporating selection factors such as useful lifespan, quality and options and incentives for more timely performance and/or additional services.

Even if the initial expenditure is higher, considering the total value over the life of the procurement may result in better value and long-term investment of public funds. Best value procurement also encourages competition and, in turn, often results in better pricing, quality and customer service. Fostering healthy competition ensures that bidders will continue to strive for excellence in identifying and meeting municipalities' needs, including such important goals as

the participation of small, minority and women owned businesses and the development of environmentally-preferable goods and service delivery methods. Best value procurement will provide much-needed flexibility in obtaining important goods and services at favorable prices, and will reduce the time to procure such goods and services.

Section 3. Definitions

"Best value" means the basis for awarding contracts for services to the offerer, which optimizes quality, cost and efficiency, among responsive and responsible offerers. Such basis may also identify a quantitative factor for offerers that are small business or certified minority-or women-owned business enterprises as defined in subdivisions one, seven, fifteen and twenty of section three hundred ten of the Executive Law to be used in evaluation of offers for awarding contracts for services.

Section 4. Requirements

A. Where the basis for award is best value, the Department Head or his/her designee shall document in the procurement record and in advance of the initial receipt of offers, the determination of the evaluation criteria, which whenever possible, shall be quantifiable and the process to be used in the determination of best value and the manner in which the evaluation process and selection shall be conducted.

B. The Department Head or his/her designee shall select a formal sealed competitive bidding procurement process in accordance with General Municipal Law and the Tioga County Procurement Policy and document its determination in the procurement record. The process shall include, but is not limited to, a clear statement of need; a description of the required specifications governing performance and related factors; a reasonable process for ensuring a competitive field; a fair and equal opportunity for offerers to submit responsive offers; and a balanced and fair method of award. Where the basis for award is best value, documentation in the procurement record shall where practicable include quantification of the application of the criteria to the rating of proposals and the evaluation results, or, where not practicable, such other justification which demonstrates that best value will be achieved.

C. The solicitation shall prescribe the minimum specifications or requirements that must be met in order to be considered responsive and shall describe and disclose the general manner in which the evaluation and selection shall be conducted. Where appropriate the solicitation shall identify the relative importance and/or weight of cost and overall technical criterion to be considered in determining best value.

D. Procedures will be developed to govern the award of contracts on the basis of best value. These procedures shall be included in the Tioga County Procurement Policy and reviewed annually by the Tioga County Legislature in conjunction with its annual review and approval of the procurement policy.

Section 5. Severability

If any clause, sentence, paragraph subdivision, section or part of this law or the application thereof to any person, individual corporation, firm, partnership, entity or circumstance shall be adjudged by any court of competent jurisdiction to be invalid or unconstitutional, such order or judgment shall not affect, impair, effect or invalidate the remainder thereof, but shall be confined in its operation to the clause, sentence, paragraph, subdivision, section or part of this law or in its application to the person, individual, corporation, firm, partnership, entity or circumstance directly involved in the controversy in which such order or judgment shall be rendered.

Section 6. Effective Date

This local law shall take effect immediately upon adoption of the Tioga County Legislature and filing with the New York State Secretary of State.

And be it further

RESOLVED: That the Clerk of the Legislature be and hereby is directed, pursuant to Local Law No. 4 of 1992, to cause to be published in the official newspapers of the County of Tioga a synopsis of such Local Law, such synopsis to be within ten days after adoption of the Local Law; and be it further

RESOLVED: That the Clerk of the Legislature be and hereby is directed within five days after adoption of such Local Law to cause the Local Law to be filed as required by the Municipal Home Rule Law Section 27.

ROLL CALL VOTE

Yes – Legislators Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standing.

No – None.

Absent – Legislators Sullivan and Weston.

RESOLUTION ADOPTED.

Legislator Hollenbeck introduced Local Law Introductory No. E of 2015.

County of Tioga

Local Law No. of the Year 2015.

A Local Law repealing Local Law No. 1 of 1968, enacted May 27, 1968, as amended, which imposed sales and compensating use taxes on sales and uses of tangible personal property and on certain services, and on occupancy of hotel rooms and amusement charges, pursuant to the authority of Section 1210 of Article 29 of the Tax Law of the State of New York, such taxes being repealed to be recodified and reimposed by a resolution that shall be adopted on the same date that this repealer Local Law is adopted and such resolution shall take effect on the same date that this repealer Local Law takes effect.

Be It Enacted by the Legislature of the County of Tioga as follows:

SECTION 1: Local Law No. 1 of 1968, enacted May 27, 1968, which imposed sales and compensating use taxes, as amended, is hereby REPEALED.

SECTION 2: Notwithstanding the repeal of such Local Law No. 1 of 1968 by this Local Law, all provisions of such Local Law No. 1 of 1968, in respect to the imposition, exemption, assessment, payment, payment over, determination, collection, and credit or refund of taxes imposed thereunder, the filing of forms and returns, the preservation of records for the purposes of such taxes, the secrecy of returns, the disposition of revenues, and the civil and criminal penalties applicable to the violation of the provisions of such Local Law, shall continue in full force and effect with respect to all such taxes accrued up to December 1, 2015; all actions and proceedings, civil or criminal, commenced or authorized to be commenced under or by virtue of any provision of such Local Law No. 1 so repealed, and pending or able to be commenced immediately prior to the taking effect of such repeal, may be commenced, prosecuted and defended to final effect in the same manner as they might if such provisions were not so repealed; and the provisions of the resolution effective December 1, 2015, recodifying and reimposing the taxes imposed by such Local Law No. 1, shall be construed as a continuation of the provisions of Local Law No. 1, modified or amended according to the language employed, and not as an enactment of new taxes, other than the additional one percent rate of such taxes imposed for the period commencing December 1, 2015, and ending November 30, 2017.

SECTION 3: This enactment shall take effect December 1, 2015.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: LEGAL/ FINANCE COMMITTEE

RESOLUTION NO. 180-15

*SCHEDULE PUBLIC HEARING
LOCAL LAW INTRODUCTORY NO. E OF 2015
A LOCAL LAW REPEALING LOCAL LAW NO. 1 OF
1968, ENACTED MAY 27, 1968, AS AMENDED,
WHICH IMPOSED SALES AND COMPENSATING USE
TAXES ON SALES AND USES OF TANGIBLE
PERSONAL PROPERTY AND ON CERTAIN SERVICES,
AND ON OCCUPANCY OF HOTEL ROOMS AND
AMUSEMENT CHARGES, PURSUANT TO THE
AUTHORITY OF SECTION 1210 OF ARTICLE 29 OF
THE TAX LAW OF THE STATE OF NEW YORK, SUCH
TAXES BEING REPEALED TO BE RECODIFIED AND
REIMPOSED BY A RESOLUTION THAT SHALL BE
ADOPTED ON THE SAME DATE THAT THIS REPEALER
LOCAL LAW IS ADOPTED AND SUCH RESOLUTION
SHALL TAKE EFFECT ON THE SAME DATE THAT THIS
REPEALER LOCAL LAW TAKES EFFECT.*

RESOLVED: That a public hearing shall be held on Thursday, August 6, 2015 at 1:00 P.M. in the Edward D. Hubbard Auditorium of the Ronald E. Dougherty County Office Building, 56 Main Street, Owego, New York 13827 to consider the adoption of Local Law Introductory No. E of 2015, A Local Law repealing Local Law No. 1 of 1968, enacted May 27, 1968, as amended, which imposed sales and compensating use taxes on sales and uses of tangible personal property and on certain services, and on occupancy of hotel rooms and amusement charges, pursuant to the authority of Section 1210 of Article 29 of the Tax Law of the State of New York, such taxes being repealed to be recodified and reimposed by a resolution that shall be adopted on the same date that this repealer Local Law is adopted and such resolution shall take effect on the same date that this repealer Local Law takes effect. All persons desiring to present written or oral comments may do so at said time.

ROLL CALL VOTE

Yes – Legislators Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standingier.

No – None.

Absent – Legislators Sullivan and Weston.

RESOLUTION ADOPTED.

Legislator Hollenbeck introduced Local Law Introductory No. F of 2015.

County of Tioga

Local Law No. of the Year 2015.

A Local Law of the County of Tioga, New York, allowing for common, safe items to be excluded from the dangerous fireworks definition as permitted by New York State Penal Law Section 405(b).

Be It Enacted by the Tioga County Legislature as follows:

SECTION 1: Legislative Intent and Enactment

- A. Whereas on November 21, 2014 Governor Cuomo signed into law Chapter 477 of the Laws of 2014 (S.788/A1041).
- B. Whereas this State Law amended the State Penal Law, the Executive Law and the General Business Law placing further restrictions on dangerous fireworks while at the same time recognizing that certain fireworks should not be labeled dangerous when they pose little to no danger to the public and by labeling them dangerous only restricts business and personal enjoyment.
- C. Whereas the Governor signed this version of the bill into law in part due to its strong home rule authority, only allowing for certain fireworks to be sold and used in municipalities that affirmatively enact a local law authorizing such action.
- D. In keeping with Chapter 477 of the Laws of 2014 and Penal Code Section 405, this Legislature further finds and determines that "sparkler devices" are neither "fireworks" nor "dangerous fireworks" as defined in Section 270 of the New York State Penal Law, and may be sold and enjoyed, only in the manner described below, within Tioga County.
- E. This Legislature finds that allowing our residents the use of safe "sparkler devices" will benefit them and our local businesses.
- F. The National Fire Protection Association adopted a recommended safety code (NFPA 1124) for the manufacture, transportation, storage and retail sales of fireworks.
- G. Whereas this Local Law and State Chapter 477 of the Laws of 2014 are compliant with the safety standards established in NFPA 1124, 2006 edition.
- H. This Legislature further finds that the sale and use of "sparkler devices" is permitted with the following restrictions:
 1. Sales will only be permitted on or between June 1st through July 5th and December 26th and January 2nd of each calendar year.

2. All distributors, manufacturers and retailers must be licensed through the New York Department of State.
3. Only those 18 years of age or older may purchase said products.

SECTION 2: Definitions:

"Sparkling Devices" are defined as follows:

"Sparkling Devices" which are ground-based or hand-held devices that produce a shower of white, gold, or colored sparks as their primary pyrotechnic effect. Additional effects may include a colored flame, an audible crackling effect, an audible whistle effect, and smoke. These devices do not rise into the air, do not fire inserts or projectiles into the air, and do not explode or produce a report (an audible crackling-type effect is not considered to be a report). Ground-based or hand-held devices that produce a cloud of smoke as their sole pyrotechnic effect are also included in this category. Types of devices in this category include:

- 1) Cylindrical fountain: cylindrical tube containing not more than seventy-five grams of pyrotechnic composition that may be contained in a different shaped exterior such as a square, rectangle, cylinder or other shape, but the interior tubes are cylindrical in shape. Upon ignition, a shower of colored sparks, and sometimes a whistling effect or smoke, is produced. This device may be provided with a spike for insertion into the ground (spike fountain), a wood or plastic base for placing on the ground (base fountain), or a wood or cardboard handle to be hand-held (handle fountain). When more than one tube is mounted on a common base, total pyrotechnic composition may not exceed two hundred grams, and when tubes are securely attached to a base and the tubes are separated from each other on the base by a distance of at least half an inch (12.7 millimeters), a maximum total weight of five hundred grams of pyrotechnic composition shall be allowed.
- 2) Cone fountain: cardboard or heavy paper cone containing not more than fifty grams of pyrotechnic composition. The effect is the same as that of a cylindrical fountain. When more than one cone is mounted on a common base, total pyrotechnic composition may not exceed two hundred grams, as is outlined in this subparagraph.
- 3) Wooden sparkler/dipped stick: these devices consist of a wood dowel that has been coated with pyrotechnic composition. Upon ignition of the tip of the device, a shower of sparks is produced. Sparklers may contain up to one hundred grams of pyrotechnic composition per item.
- 4) Novelties, which do not require approval from the United States Department of Transportation and are not regulated as explosives, provided that they are manufactured and packaged as described below:

- A) Party popper: small devices with paper or plastic exteriors that are actuated by means of friction (a string or trigger is typically pulled to actuate the device). They frequently resemble champagne bottles or toy pistols in shape. Upon activation, the device expels flame-resistant paper streamers, confetti, or other novelties and produces a small report. Devices may contain not more than sixteen milligrams (0.25 grams) of explosive composition, which is limited to potassium chlorate and red phosphorus. These devices must be packaged in an inner packaging which contains a maximum of seventy-two devices.
- B) Snapper: small, paper-wrapped devices containing not more than one milligram of silver fulminate coated on small bits of sand or gravel. When dropped, the device explodes, producing a small report. Snappers must be in inner packages not to exceed fifty devices each, and the inner packages must contain sawdust or a similar, impact-absorbing material.

SECTION 3: Separability

If any part of or provision of this law, or the application thereof to any person or circumstance, shall be adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in this operation to the part of or provision of, or application directly involved in the controversy in which such the remainder of this law, or the application thereof to other persons or circumstances.

SECTION 4: Effective Date

This law shall take effect immediately upon filing with the Secretary of State.

Legislator Monell moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: PUBLIC SAFETY COMMITTEE

RESOLUTION NO. 181-15 *SCHEDULE PUBLIC HEARING
LOCAL LAW INTRODUCTORY NO. F OF 2015
A LOCAL LAW OF THE COUNTY OF TIOGA,
NEW YORK, ALLOWING FOR COMMON,
SAFE ITEMS TO BE EXCLUDED FROM THE
DANGEROUS FIREWORKS DEFINITION AS
PERMITTED BY NEW YORK STATE PENAL LAW
SECTION 405(b)*

Title	Name	Standard Work Day (Hrs/day)	Term Begins/Ends	Participates in Employer's Time Keeping System (Y/N)	Days/Month (based on Record of Activities)
Elected Officials					
Appointed Officials					
Deputy County Clerk	Lila Hall	7	5/22/15 – 12/31/15	Y	N/A
Secretary to Public Defender	Stacy Reynolds	7	3/24/15 – 12/31/15	Y	N/A
Election Commissioner	Bernadette Toombs	7	1/1/15 – 12/31/17	Y	N/A
Election Commissioner	John Langan	7	1/1/15 – 12/31/17	Y	N/A
Deputy Election Commissioner	Sandra Saddlemire	7	1/1/15 – 12/31/17	Y	N/A
Deputy Election Commissioner	Vera Layman	7	1/1/15 – 12/31/17	Y	N/A
Commissioner of Public Works	Gary Hammond	7	5/13/15 – 5/12/16	Y	N/A
Deputy Commissioner of Public Works	Richard Perkins	7	6/29/15 – 5/12/16	Y	N/A
Secretary to Commissioner of Public Works	Jennifer Bennett	7	5/13/15 – 5/12/16	Y	N/A

I, Maureen L. Dougherty, Secretary/Clerk of the governing board of the County of Tioga, of the State of New York, do hereby certify that I have compared the foregoing with the original resolution passed by such board at a legally convened meeting held on the 14th day of July, 2015 on file as part of the minutes of such meeting, and that same is a true copy thereof and the whole of such original.

IN WITNESS WHEREOF, I have hereunto set my hand and the seal of the Tioga County Legislature on this 14th day of July, 2015.

Tioga County Legislative Clerk

Affidavit of Posting: I, Maureen L. Dougherty, being duly sworn, depose and say that the posting of the resolution began on July 14, 2015 and continued for at least 30 days. That the resolution was available to the public on the

Employer's website at www.tiogacountyny.com

vacation they have which exceeds 20 days prior to their 2015 and 2016 anniversaries; and be it further

RESOLVED: That these employees must advise their Department Head in writing if they choose to cash-in vacation time, and how much, at least 2 weeks prior to their anniversary date; and be it further

RESOLVED: That should the budgets of any of the employee's departments have insufficient 2015 funds to cover the vacation pay-out, a resolution will need to be presented by that department to transfer funds from the Contingency Account.

ROLL CALL VOTE

Yes – Legislators Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standing.

No – None.

Absent – Legislators Sullivan and Weston.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO:

FINANCE COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 184-15

*SALARY ADJUSTMENT FOR PUBLIC
DEFENDER
(PUBLIC DEFENDER)*

WHEREAS: Legislative approval is required to adjust the salary of non-union employees; and

WHEREAS: During the June 18, 2015, legislative work session the Public Defender presented documentation demonstrating an increase in his case assignments over the past several months; and

WHEREAS: The County has received grant funding from Indigent Legal Services which is available and may be used towards an adjustment to the Public Defender's 2015 annual salary given his increased workload; therefore be it

RESOLVED: That George Awad's 2015 annual, non-union, salary shall increase from \$64,992 to \$72,427 effective July 15, 2015.

ROLL CALL VOTE

Yes – Legislators Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standing.

No – None.

Absent – Legislators Sullivan and Weston.

RESOLUTION ADOPTED.

Legislator Standing moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 185-15 *AUTHORIZE INTERIM APPOINTMENT AND SALARY INCREASE (PUBLIC HEALTH)*

WHEREAS: The Public Health Director position became vacant as of close of business July 6, 2015; and

WHEREAS: The State Health Department requires that an interim Director be named while recruitment for a replacement is underway; and

WHEREAS: The County Legislature would like to appoint the Deputy Director to the role of interim Director effective July 15, 2015 and offer additional compensation in recognition of the additional responsibility; therefore be it

RESOLVED: That Rebecca Kaufman is hereby appointed interim Public Health Director effective July 15, 2015 with an annual salary adjustment of \$5,000; and be it further

RESOLVED: That upon permanent appointment of a Public Health Director, Ms. Kaufman's salary shall be returned to \$54,060 as Deputy Director, if not appointed Director.

ROLL CALL VOTE

Yes – Legislators Case, Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, and Standing.

No – None.

Absent – Legislators Sullivan and Weston.

RESOLUTION ADOPTED.

The meeting was adjourned at 12:24 P.M.

Public Hearing
Local Law Introductory No. E of 2015
August 6, 2015

The Public Hearing on Local Introductory No. E of 2015 A Local Law repealing Local Law No. 1 of 1968, enacted May 27, 1968, as amended, which imposed sales and compensating use taxes on sales and uses of tangible personal property and on certain services, and on occupancy of hotel rooms and amusement charges, pursuant to the authority of Section 1210 of Article 29 of the Tax Law of the State of New York, such taxes being repealed to be recodified and reimposed by a resolution that shall be adopted on the same date that this repealer Local Law is adopted and such resolution shall take effect on the same date that this repealer Local Law takes effect was called to order by the Chair at 1:00 P.M. All Legislative members were present.

There were 3 people in attendance.

The Clerk read the legal notice as published in the official newspapers.

There being no comments, the hearing was adjourned at 1:01 P.M.

Public Hearing
Local Law Introductory No. F of 2015
August 6, 2015

The Public Hearing on Local Introductory No. F of 2015 A Local Law of the County of Tioga, New York, allowing for common, safe items to be excluded from the dangerous fireworks definition as permitted by New York State Penal Law Section 405 (b) was called to order by the Chair at 1:05 P.M. All Legislative members were present.

There were 3 people in attendance.

The Clerk read the legal notice as published in the official newspapers.

There being no comments, the hearing was adjourned at 1:06 P.M.

WHEREAS: The parties wish to enter into an agreement to set forth the rights and obligations of the parties in relation to the conveyance of the premises to the Town of Richford Fire District; therefore be it

RESOLVED: That the subject premises shall be withdrawn from the list of properties to be sold at Public Auction; and be it further

RESOLVED: That the Tioga County Legislature authorizes and directs the Chair to execute the Three-way Agreement Regarding Unsafe Building at 992 Route 79 Town of Richford, NY, Tioga County.

ROLL CALL VOTE

Yes – Legislators Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, Standing, Sullivan, Weston and Case.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Standing.

REFERRED TO:

FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 187-15

AUTHORIZE THE SALE OF COUNTY OWNED PROPERTY LOCATED IN THE TOWN OF RICHFORD TO THE RICHFORD FIRE DISTRICT

WHEREAS: Property located in the Town of Richford, assessed to Joyce Hyde, identified as Tax Map number 11.14-1-45, parcel number 380 owes 2013, 2014 and 2015 taxes and is past the last date of redemption; and

WHEREAS: The County has been approached by The Richford Fire District, who has made an offer to purchase the property for \$1.00 "as is", be it therefore

RESOLVED: That the Chair of the Tioga County Legislature be and hereby is authorized to sign and record on receipt of \$1.00, including recording costs of \$310.00, a Quit Claim Deed conveying the property assessed to Joyce Hyde, located in the, Town of Richford, identified on the Town of Richford Tax Map as number 11.14-1-45 parcel number 380, to The Richford Fire District or assigns.

ROLL CALL VOTE

Yes – Legislators Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, Standing, Sullivan, Weston and Case.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: LEGAL/FINANCE

RESOLUTION NO. 188-15 *AUTHORIZE PUBLIC WORKS TO
LET EMERGENCY REPAIR OF
PARK SETTLEMENT ROAD
BRIDGE IN THE TOWN OF
OWEGO WITHOUT
COMPETITIVE BIDDING TO
VECTOR CONSTRUCTION*

WHEREAS: An inspection of Park Settlement Road Bridge over the Owego Creek has revealed that the steel pile of one of the piers has deteriorated to such a level that it has to be closed to vehicular traffic until a repair can be made to the deteriorated elements; and

WHEREAS: Repairs must be made to the bridge as soon as possible for the reasons set forth below; therefore be it

RESOLVED: That the extreme deterioration of the steel pile and the resulting need to close the bridge to vehicular traffic are unforeseen occurrences or conditions affecting public property and the life, health and safety of the inhabitants of Tioga County that require immediate action which cannot await competitive bidding for the following reasons:

1. The closure has resulted in a substantial increase in the travel time for emergency vehicles.
2. The bridge is in immediate danger of collapse.
3. Tioga County has a limited window of time in which to make the repair, estimated to take at least 20 days, because the NYS DEC permit for the stream work will expire on September 10, 2015. Since the stream is a protected trout stream, Tioga County will not be able to get into the

stream to do the work until later in the year, thereby prolonging the above mentioned threats to life, health and property; and be it further

RESOLVED: That due to the emergency, the Tioga County Commissioner of Public Works is authorized, pursuant to New York State General Municipal Law Section 103(4), to let the contract for emergency repairs of the steel pier and concrete encapsulation to Vector Construction, who submitted the lowest of three quotations for the repair of the steel pier.

ROLL CALL VOTE

Yes – Legislators Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, Standing, Sullivan, Weston and Case.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Case.

REFERRED TO:

FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 189-15

*AUTHORIZE THE SALE OF COUNTY OWNED
PROPERTY LOCATED IN THE TOWN OF
SPENCER TO JOHN P. & MARIE MORELLO*

WHEREAS: Properties located in the Town of Spencer transferred to Tioga County, identified as Tax Map number 46.14-1-12 & 46.14-1-13, parcel numbers 1115 & 1116 owes 2013, 2014 and 2015 taxes and is past the last date of redemption; and

WHEREAS: The County has been approached by John P. & Marie Morello, who has made an offer to purchase back his properties for \$15,000.00, "as is", thereby placing the property back on the tax rolls; be it therefore

RESOLVED: That the Chair of the Tioga County Legislature be and hereby is authorized to sign and record on receipt of \$15,000.00 and recording costs of \$310.00, a Quit Claim Deed conveying the property transferred to Tioga County, located in the, Town of Spencer, identified on the Town of Spencer Tax Map as number 46.14-1-12 & 46.14-1-13 parcel numbers 1115 & 1116, to John P. & Marie Morello or assigns.

ROLL CALL VOTE

Yes – Legislators Hollenbeck, Huttleston, Monell, Sauerbrey, Roberts, Standinger, Sullivan, Weston and Case.

No – None.

Absent – None.

RESOLUTION ADOPTED.

The meeting was adjourned at 1:13 P.M.

*Eighth Regular Meeting
August 11, 2015*

The Eighth Regular Meeting of 2015 was held on August 11, 2015 and was called to order by the Chair at 12:00 P.M. Seven Legislative members were present, Legislators Roberts and Standinger being absent.

Chair Sauerbrey asked Legislator Hollenbeck for a moment of prayer. "God Bless our brave men and women in law enforcement who risk their lives to keep us safe and please keep them safe while they perform their duties."

Legislator Hollenbeck led all Legislators and those in attendance in the Pledge of Allegiance.

There were 6 people in attendance.

There was no privilege of the floor.

The list of audited bills was submitted and is summarized as follows:

<u>Code</u>	<u>Description</u>	<u>Equipment</u>	<u>Expense</u>
A1010	Legislative Board		301.82
A1165	District Attorney		3,992.06
A1170	Public Defender		2,130.20
A1172	Assigned Counsel		6,470.23
A1185	Medical Examiners/Coroners		8,860.15
A1325	Treasurer		37,221.10
A1355	Assessments		5,204.53
A1364	Expense of County Owned Property		132.92
A1410	County Clerk		356.22
A1411	Department of Motor Vehicles		71.07
A1420	Law		81.15
A1430	Personnel		2,303.95
A1450	Elections		5,041.37
A1490	Public Works Administration		211.46
A1620	Buildings		35,661.26
A1621	Buildings		21,796.74
A1680	Information Technology		2,684.36
A2490	Community College Tuition		139,334.57
A2960	Education of Handicapped Children		193,566.26
A3020	Public Safety Comm E911 System		6,452.11
A3110	Sheriff	139.41	13,912.72
A3146	Sex Offender Program		10,320.00
A3150	Jail	32.93	52,503.74

A3315	Special Traffic Programs	470.80
A3410	Fire	2,794.13
A3640	Emergency Mgmt Office	337.21
A3641	LEEMPG Grant	197.49
A4011	Public Health Administration	6,252.99
A4042	Rabies Control	180.00
A4050	Healthy Neighborhood Program	68.90
A4064	Managed Care – Dental Services	15,323.61
A4070	Disease Control	968.41
A4090	Environmental Health	275.61
A4210	Alcohol and Drug Services	639.75
A4211	Council on Alcoholism	11,235.48
A4309	Mental Hygiene Co Admin	5,225.01
A4310	Mental Health Clinic	6,953.36
A4321	Intensive Case Management	315.14
A6010	Social Services Administration	46,523.34
A6422	Economic Development	798.59
A6510	Veterans' Service	453.00
A6610	Sealer Weights and Measures	389.22
A8020	Planning	1,284.10
A9060	Health Insurance	1,168.96
SPECIAL GRANT FUND		1,128.39
LIABILITY INSURANCE FUND		1,170.57
COUNTY ROAD FUND		101,366.50
CAPITAL FUND		221,580.83
SELF-INSURANCE FUND		<u>14,178.95</u>
GRAND TOTAL		\$ 990,062.67

Legislator Hollenbeck made a motion to approve the minutes of July 9 and 14, 2015, seconded by Legislator Monell, and carried.

Chair Sauerbrey stated that all Legislative Committees met this month and the minutes are or will be on file with the Clerk of the Legislature.

Legislator Sullivan moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 190-15 *APPROPRIATION OF FUNDS*
MENTAL HYGIENE

WHEREAS: Tioga County Mental Hygiene (TCMH) has been allocated additional pass through state and federal aid funding for the purpose of Alcohol and Substance Abuse Prevention; and

WHEREAS: TCMH has contracted with Tioga County Council on Alcoholism and Substance Abuse (TCCASA) to provide these services to Tioga County residents; and

WHEREAS: TCMH will incur no local share increase, yet this will require an appropriation of funds into the proper account codes; and

WHEREAS: The appropriation of funds requires Legislative approval; therefore be it

RESOLVED: That funding be appropriated as follows:

From: A3486.10	State Aid Council on Alcoholism	\$ 707.00
From: A4486.00	Federal Aid Council on Alcoholism	\$ 9,459.00
To: A4211.40-595	Council on Alcoholism: Services Rendered	\$ 707.00
To: A4211.40-590	Council on Alcoholism: Services Rendered	\$ 9,459.00

ROLL CALL VOTE

Yes – Legislators Hollenbeck, Huttleston, Monell, Sauerbrey, Sullivan, Weston, and Case.

No – None.

Absent – Legislators Roberts and Standingier.

RESOLUTION ADOPTED.

Legislator Huttleston moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: ADMINISTRATIVE SERVICES COMMITTEE

RESOLUTION NO. 191-15 COPIER LEASE
BOARD OF ELECTIONS

WHEREAS: The Board of Elections needs to replace the IR-2230 copier within the office; and

WHEREAS: The Board of Elections formerly used the Legislative copier to produce necessary color copies, Pre-Lat Test ballots, inspector materials and color maps of election districts; and

WHEREAS: The Board of Elections does high volume printing for election poll books, color maps of election districts, Primary Election Colored Test Ballots necessary for the voting machines Pre-Lat Testing and annual inspector training materials; and

WHEREAS: The Information Technology Department has a quote for a Canon imageRunner ADVANCE C5235A with a 60 month FMV Lease; and

WHEREAS: The cost of the lease will be \$375.00 per month; and

WHEREAS: Board of Elections Account has sufficient funds in their 2015 budget for such lease, but funds need to be transferred; therefore be it

RESOLVED: That the Board of Elections be authorized to lease a Canon imageRunner ADVANCE C5235A at a cost of \$375.00 per month, to come out of Board of Elections Account A1450.40-320, and that the Information Technology Department arrange such lease; and be it further

RESOLVED: That the following sums be transferred:

FROM:	Board of Elections A1450.20-220	\$1,500.00
TO:	Board of Elections A1450.40-320	\$1,500.00

ROLL CALL VOTE

Yes – Legislators Hollenbeck, Huttleston, Monell, Sauerbrey, Sullivan, Weston, and Case.

No – None.

Absent – Legislators Roberts and Standinger.

RESOLUTION ADOPTED.

Legislator Weston moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: PUBLIC SAFETY COMMITTEE

RESOLUTION NO. 192-15 *CONTRACT AUTHORIZATION – BOARDING OF BROOME COUNTY INMATES AT THE TIOGA COUNTY JAIL*

WHEREAS: The Broome County Jail periodically has a need to board-out Broome County inmates to other county jails; and

WHEREAS: The Broome County Legislature, by Resolution Number 15-218 of 2015, adopted on June 18, 2015, authorized the execution of an Intermunicipal Agreement with Tioga County for the purpose of boarding Broome County Inmates at the Tioga County Jail if required and authorized by the NYS Commission of Corrections; and,

WHEREAS: An Intermunicipal Agreement has been reviewed and approved in content by the Sheriff's Office and the County Attorney; therefore be it

RESOLVED: That the Tioga County Legislature authorize the execution of this Intermunicipal Agreement with Broome County for boarding Broome County Inmates at the Tioga County Jail.

ROLL CALL VOTE

Yes – Legislators Hollenbeck, Huttleston, Monell, Sauerbrey, Sullivan, Weston, and Case.

No – None.

Absent – Legislators Roberts and Standinger.

RESOLUTION ADOPTED.

Legislator Huttleston moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: PUBLIC WORKS

RESOLUTION NO. 193-15 *AUTHORIZE TO HOLD JOINT AUCTION WITH BROOME COUNTY*

WHEREAS: Broome County has offered Tioga County the ability to rejoin them with a joint auction for surplus property; and

WHEREAS: Broome County has contracted Mel Manassee & Son Auctioneers for Saturday, September 26, 2015 @ 10:00 AM; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the auction for surplus properties to be held in conjunction with Broome County on Saturday, September 26, 2015 @ 10:00 AM; and be it further

RESOLVED: That Tioga County's auction for surplus properties will be held at Broome County Highway Dept., 47 Thomas St., Chenango Bridge, NY 13745 and 0% Commission of the proceeds will be charged to the seller.

ROLL CALL VOTE

Yes – Legislators Hollenbeck, Huttleston, Monell, Sauerbrey, Sullivan, Weston, and Case.

No – None.

Absent – Legislators Roberts and Standingger.

RESOLUTION ADOPTED.

Legislator Weston moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO:

PUBLIC WORKS

RESOLUTION NO. 194-15

*AWARD CONSTRUCTION
CODDINGTON RD. BRIDGE
BIN: 3335100*

WHEREAS: Tioga County bonded for a program for rehabilitation of various bridges within the County; and

WHEREAS: Funding is available for the construction of the Coddington Rd. Bridge; and

WHEREAS: The Commissioner of Public Works received sealed bids on June 11, 2015 and bids were as follows:

Bothar Construction	Binghamton, NY	\$633,692.70
Dycon Construction	Pine City, NY	\$594,505.50
Economy Paving	Cortland, NY	\$587,787.78
Procon Construction	Vestal, NY	\$644,000.00
R. DeVincentis Constr.	Binghamton, NY	\$648,000.00
Slate Hill Constructors	Warners, NY	\$792,110.00
Vector Construction	Cicero, NY	\$752,127.45
ZMK Construction	Apalachin, NY	\$640,000.00

And

WHEREAS: LaBella Associates, Rochester, NY have completed the review of the bids and finds the low bidder Economy Paving, Cortland, NY meets all of the qualifications of the bid specifications; therefore be it

RESOLVED: That the Tioga County Legislature authorizes awarding the bid to Economy Paving, Cortland, NY not to exceed \$587,787.78 to be paid out of Coddington Rd. Bridge account H2014.08.

ROLL CALL VOTE

Yes – Legislators Hollenbeck, Huttleston, Monell, Sauerbrey, Sullivan, Weston, and Case.

No – None.

Absent – Legislators Roberts and Standinger.

RESOLUTION ADOPTED.

Legislator Monell moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: ECONOMIC DEVELOPMENT & PLANNING COMMITTEE

RESOLUTION NO. 195-15 *SEQRA CONSIDERATION FOR NEW YORK STATE OFFICE OF PARKS, RECREATION AND HISTORIC PRESERVATION 2015-2016 SNOWMOBILE TRAILS GRANT-IN-AID PROGRAM, PHASE II APPLICATION*

WHEREAS: All new or modified snowmobile trails must have a SEQRA Determination approved; and

WHEREAS: The trail changes for upgrades/reroutes to C5B, C5, C2E, S21 Junction TIOG 3, Junction TIOG 30, Junction S57, TIOG 22, for the Tioga Ridge Runners along with GPS updates for S30 trail for Spencer Van Etten, as presented to NYSOPRHP are an Unlisted Action requiring Tioga County to consider the environmental significance of these changes; and

WHEREAS: A Short Form Environmental Assessment Form has been prepared for review by the Tioga County Legislature; therefore be it

RESOLVED: That the Tioga County Legislature does hereby declare itself to be the Lead Agency and that it will undertake an uncoordinated review of the project; and be it further

RESOLVED: That the Tioga County Legislature has reviewed the Short Form Environmental Assessment Form, including the impact assessment, and has determined, based on the information and analysis set forth therein that the proposed action WILL NOT result in any significant adverse environmental impacts; and be it further

RESOLVED: That the Tioga County Legislature authorizes and directs the Chair to execute the Impact Assessment and the Determination of Significance of the Short Form Environmental Assessment Form and a Notice of Determination of Non-Significance (a Negative Declaration) in a manner consistent with this determination.

ROLL CALL VOTE

Yes – Legislators Hollenbeck, Huttleston, Monell, Sauerbrey, Sullivan, Weston, and Case.

No – None.

Absent – Legislators Roberts and Standingger.

RESOLUTION ADOPTED.

Legislator Sullivan moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO:

LEGISLATIVE WORKSESSION

RESOLUTION NO. 196–15

*RESOLUTION OF SUPPORT, TIOGA COUNTY
IN SUPPORT OF SNYDER FARM GROUP
NATURAL GAS WELL DEVELOPMENT*

WHEREAS: The Snyder Farm Group has applied for state permits to develop a natural gas well in the Town of Barton; and

WHEREAS: The Tioga County Legislature has a vital interest in protecting the community's health, safety and welfare, as well as its undeveloped open space and the family farms that are the backbone of its economy; and

WHEREAS: The Snyder Farm Group's proposed means of stimulating and recovering the natural gas beneath their property is outside the scope of New York State's ban on high-volume hydraulic fracturing that became effective on June 29, 2015; and

WHEREAS: The proposed means of stimulating and recovering the natural gas is proven, safe and reliable; and

WHEREAS: Natural gas exploration, development and delivery are compatible with and not disruptive to our rural way of life; and

WHEREAS: The Tioga County Legislature strongly believes in and supports the rights of private property owners to explore and recover the mineral resources of their land; and

WHEREAS: The Snyder Farm Group controls 100 percent of the land beneath which the natural gas would be harvested; and

WHEREAS: The New York State Department of Environmental Conservation has referred to the proposed means of stimulating and recovering the natural gas as "environmentally friendly"; and

WHEREAS: Natural gas development strengthens America's energy security and provides a clean alternative to sources of energy; and

WHEREAS: Respect for the will of the people, as expressed through their local elected representatives, is a cornerstone of our democracy; now therefore be it

RESOLVED: That the Tioga County Legislature strongly endorses and supports the Snyder Farm Group's proposal to explore and develop the mineral resources under their private property; and be it further

RESOLVED: That the Tioga County Legislature urges the New York State Department of Environmental Conservation to conduct a thorough but timely review of the Snyder Farm Group's proposal that examines factual evidence, science and technology; and be it further

RESOLVED: That copies of this resolution be sent to United States Senator Charles Schumer, United States Senator Kirsten Gillibrand, Congressman Tom Reed, Governor Andrew Cuomo, Senator Tom O'Mara, and Assemblyman Christopher Friend.

ROLL CALL VOTE

Yes – Legislators Hollenbeck, Monell, Sauerbrey, Sullivan, Weston, and Case.

No – None.

Abstain – Legislator Huttleston.

Absent – Legislators Roberts and Standingier.

RESOLUTION ADOPTED.

Legislator Weston moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: PUBLIC SAFETY COMMITTEE

RESOLUTION NO. 197-15 ADOPT LOCAL LAW NO. 5 OF 2015

WHEREAS: A public hearing was held on August 6, 2015, following due notice thereof to consider the adoption of Local Law Introductory No. F of the Year 2015 A local law of the County of Tioga, New York, allowing for common, safe items to be excluded from the dangerous fireworks definition as permitted by New York State Penal Law Section 405(b).

WHEREAS: It is in the best interests of the residents of Tioga County to adopt such Local Law which will Local Law No. 5 of 2015; therefore be it

RESOLVED: That the following Local Law be and hereby is adopted;

County of Tioga

Local Law No. 5 of the Year 2015.

A Local Law of the County of Tioga, New York, allowing for common, safe items to be excluded from the dangerous fireworks definition as permitted by New York State Penal Law Section 405(b).

Be It Enacted by the Tioga County Legislature as follows:

SECTION 1: Legislative Intent and Enactment

- A. Whereas on November 21, 2014 Governor Cuomo signed into law Chapter 477 of the Laws of 2014 (S.788/A1041).
- B. Whereas this State Law amended the State Penal Law, the Executive Law and the General Business Law placing further restrictions on dangerous fireworks while at the same time recognizing that certain fireworks should not be labeled dangerous when they pose little to no danger to the public and by labeling them dangerous only restricts business and personal enjoyment.
- C. Whereas the Governor signed this version of the bill into law in part due to its strong home rule authority, only allowing for certain fireworks to be sold and used in municipalities that affirmatively enact a local law authorizing such action.
- D. In keeping with Chapter 477 of the Laws of 2014 and Penal Code Section 405, this Legislature further finds and determines that "sparkler devices" are neither "fireworks" nor "dangerous fireworks" as defined in Section 270 of the New York State Penal Law, and may be sold and enjoyed, only in the manner described below, within Tioga County.
- E. This Legislature finds that allowing our residents the use of safe "sparkler devices" will benefit them and our local businesses.
- F. The National Fire Protection Association adopted a recommended safety code (NFPA 1124) for the manufacture, transportation, storage and retail sales of fireworks.
- G. Whereas this Local Law and State Chapter 477 of the Laws of 2014 are compliant with the safety standards established in NFPA 1124, 2006 edition.
- H. This Legislature further finds that the sale and use of "sparkler devices" is permitted with the following restrictions:
 - 1. Sales will only be permitted on or between June 1st through July 5th and December 26th and January 2nd of each calendar year.
 - 2. All distributors, manufacturers and retailers must be licensed through the New York Department of State.
 - 3. Only those 18 years of age or older may purchase said products.

SECTION 2: Definitions:

"Sparkling Devices" are defined as follows:

"Sparkling Devices" which are ground-based or hand-held devices that produce a shower of white, gold, or colored sparks as their primary pyrotechnic effect. Additional effects may include a colored flame, an audible crackling effect, an audible whistle effect, and smoke. These devices do not rise into the air, do not fire inserts or projectiles into the air, and do not explode or produce a report (an audible crackling-type effect is not considered to be a report).

Ground-based or hand-held devices that produce a cloud of smoke as their sole pyrotechnic effect are also included in this category. Types of devices in this category include:

- 1) Cylindrical fountain: cylindrical tube containing not more than seventy-five grams of pyrotechnic composition that may be contained in a different shaped exterior such as a square, rectangle, cylinder or other shape, but the interior tubes are cylindrical in shape. Upon ignition, a shower of colored sparks, and sometimes a whistling effect or smoke, is produced. This device may be provided with a spike for insertion into the ground (spike fountain), a wood or plastic base for placing on the ground (base fountain), or a wood or cardboard handle to be hand-held (handle fountain). When more than one tube is mounted on a common base, total pyrotechnic composition may not exceed two hundred grams, and when tubes are securely attached to a base and the tubes are separated from each other on the base by a distance of at least half an inch (12.7 millimeters), a maximum total weight of five hundred grams of pyrotechnic composition shall be allowed.
- 2) Cone fountain: cardboard or heavy paper cone containing not more than fifty grams of pyrotechnic composition. The effect is the same as that of a cylindrical fountain. When more than one cone is mounted on a common base, total pyrotechnic composition may not exceed two hundred grams, as is outlined in this subparagraph.
- 3) Wooden sparkler/dipped stick: these devices consist of a wood dowel that has been coated with pyrotechnic composition. Upon ignition of the tip of the device, a shower of sparks is produced. Sparklers may contain up to one hundred grams of pyrotechnic composition per item.
- 4) Novelties, which do not require approval from the United States Department of Transportation and are not regulated as explosives, provided that they are manufactured and packaged as described below:
 - A) Party popper: small devices with paper or plastic exteriors that are actuated by means of friction (a string or trigger is typically pulled to actuate the device). They frequently resemble champagne bottles or toy pistols in shape. Upon activation, the device expels flame-resistant paper streamers, confetti, or other novelties and produces a small report. Devices may contain not more than sixteen milligrams (0.25 grams) of explosive composition, which is limited to potassium chlorate and red phosphorus. These devices must be packaged in an inner packaging which contains a maximum of seventy-two devices.
 - B) Snapper: small, paper-wrapped devices containing not more than one milligram of silver fulminate coated on small bits of sand or

gravel. When dropped, the device explodes, producing a small report. Snappers must be in inner packages not to exceed fifty devices each, and the inner packages must contain sawdust or a similar, impact-absorbing material.

SECTION 3: Separability

If any part of or provision of this law, or the application thereof to any person or circumstance, shall be adjudged invalid by any court of competent jurisdiction, such judgment shall be confined in this operation to the part of or provision of, or application directly involved in the controversy in which such the remainder of this law, or the application thereof to other persons or circumstances.

SECTION 4: Effective Date

This law shall take effect immediately upon filing with the Secretary of State.

And be it further

RESOLVED: That the Clerk of the Legislature be and hereby is directed, pursuant to Local Law No. 4 of 1992, to cause to be published in the official newspapers of the County of Tioga a synopsis of such Local Law, such synopsis to be within ten days after adoption of the Local Law; and be it further

RESOLVED: That the Clerk of the Legislature be and hereby is directed within five days after adoption of such Local Law to cause the Local Law to be filed as required by the Municipal Home Rule Law Section 27.

ROLL CALL VOTE

Yes – Legislators Hollenbeck, Huttleston, Monell, Sauerbrey, Sullivan, Weston, and Case.

No – None.

Absent – Legislators Roberts and Standingier.

RESOLUTION ADOPTED.

Legislator Monell moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

RESOLUTION NO. 198-15

*AMEND COUNTY POLICY 34:
FAMILY AND MEDICAL LEAVE*

WHEREAS: Resolution 184-11 amended County Policy 34 Family and Medical Leave Policy to include a new disclosure related to the Genetic Information Nondiscrimination Act of 2008 (GINA), which took effect on November 21, 2009; and

WHEREAS: At that time the U.S Department of Labor did not update the Family and Medical Leave forms to include the Genetic Information Nondiscrimination Act of 2008 (GINA) disclosure language; and

WHEREAS: The U.S. Department of Labor has updated the Family and Medical Leave forms as of May 2015 to include a reference to the Genetic Information Nondiscrimination Act of 2008 (GINA); therefore be it

RESOLVED: That County Policy 34 Family and Medical Leave Policy Section V, Medical Certification of Leave, be amended to read as follows:

An application for leave based on the serious health condition of the employee must also be accompanied by Form WH-380-E "Certification of Health Care Provider for Employee's Serious Health Condition" completed by the applicable health care provider. The certification must state the date on which the health condition commenced, the probable duration of the condition and the appropriate medical facts regarding the condition. If the employee has a serious health condition, the certification must state that the employee cannot perform the functions of the job.

An application for leave based on the serious health condition of the employee's spouse, child, or parent must be accompanied by Form WH-380-F "Certification of Health Care Provider for Family Member's Serious Health Condition". The certification must state an estimate of the amount of time the employee will need.

Failure to supply the "Certification of Health Care Provider" as required may result in disciplinary action in addition to denial of family or medical leave.

An application for leave due to a qualifying exigency must be accompanied by Form WH-384 "Certification of Qualifying Exigency" and include a copy of the military member's covered active duty orders.

An application for military family leave to care for spouse, son, daughter, parent or next of kin who is a current service member must be accompanied by Form WH-385 "Certification for Serious Injury or Illness of a Current Service Member".

An application for military caregiver leave to care for spouse, son, daughter, parent or next of kin who is a veteran must be accompanied by Form WH-385-V "Certification for Serious Injury or Illness of a Veteran".

And be it further

RESOLVED: That County Policy 34 Family and Medical Leave Policy Section XI, Forms, be amended to reflect the replacement of Certification of Physician or Practitioner and to include the new forms as follows:

- A. Notice To Employees of Rights under Family Medical Leave Act;
- B. Application for Family or Medical Leave;
- C. Certification of Health Care Provider for Employee's Serious Health Condition
- D. Certification of Health Care Provider for Family Member's Serious Health Condition
- E. Certification of Qualifying Exigency for Military Family Leave
- F. Certification for Serious Injury or Illness of a Current Service Member
- G. Certification for Serious Injury or Illness of a Veteran for Military Caregiver Leave
- H. Notice of Intention to Return from Leave

And be it further

RESOLVED: That County Policy 34 Family and Medical Leave Form A "Notice to Employees of Rights Under FMLA" Section I, Reasons For Taking Leave, be amended to include the following two bullets:

- o for qualifying exigency for spouse, son, daughter, or parent on active duty or called to active duty; or
- o to care for spouse, son, daughter, parent, or next of kin who is current service member or veteran with a serious injury or illness.

And be it further

RESOLVED: That County Policy 34 Family and Medical Leave Form D (new form H), "Notice of Intention to Return from Leave", be amended to include:

Date Able to Return to Work:

And be it further

ROLL CALL VOTE

Yes – Legislators Hollenbeck, Huttleston, Monell, Sauerbrey, Sullivan, Weston, and Case.

No – None.

Absent – Legislators Roberts and Standingier.

RESOLUTION ADOPTED.

Legislator Sullivan moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 200-15 CREATE AND FILL SEASONAL SOCIAL WELFARE EXAMINER POSITIONS AND SEASONAL TYPIST POSITION FOR THE HEAP PROGRAM
DEPARTMENT OF SOCIAL SERVICES

WHEREAS: Legislative approval is required for the creation of any new positions within Tioga County; and

WHEREAS: The Home Energy Assistance Program (HEAP) will tentatively begin outreach in mid-August and be in full season on November 16, 2015; and

WHEREAS: The Social Services budget allows for the hiring of the following staff for the HEAP Program:

One, full-time, seasonal Social Welfare Examiner for the period September 8, 2015 through March 31, 2016 at the starting salary of \$14.09 per hour, and

One, full-time, seasonal Social Welfare Examiner for the period October 5, 2015 through February 29, 2016 at the starting salary of \$14.09 per hour, and

Two, full-time seasonal Social Welfare Examiners for the period October 19, 2015 through January 31, 2016 at the starting salary of \$14.09 per hour, and

One, full-time, Typist (Seasonal) for the period October 19, 2015 through January 31, 2016 at the starting salary of \$11.69 per hour; therefore be it

RESOLVED: That the Department of Social Services be authorized to create and fill the seasonal HEAP positions listed above and where required, appoint from the appropriate eligible list.

ROLL CALL VOTE

Yes – Legislators Hollenbeck, Huttleston, Monell, Sauerbrey, Sullivan, Weston, and Case.

No – None.

Absent – Legislators Roberts and Standingier.

RESOLUTION ADOPTED.

Legislator Monell made a motion to have the following two-late-filed resolutions considered, seconded by Legislator Hollenbeck and carried with Legislators Roberts and Standingier being absent.

Legislator Monell moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 201-15 ACCEPT AUCTION BIDS FOR COUNTY OWNED PROPERTY ACQUIRED FOR TAXES, AUTHORIZE EXECUTION OF DEEDS

WHEREAS: Properties acquired by Tioga County for nonpayment of taxes in the Towns of Barton, Berkshire, Candor, Newark Valley, Nichols, Owego, Richford, Spencer and Tioga were offered for sale at Public Auction conducted Thursday, August 6, 2015, by the County Treasurer; and

WHEREAS: It is the intent of the Legislature to return the properties to the Tax Rolls as soon as possible; therefore be it

RESOLVED: That the following bids, being the highest made at said Auction for the several different properties offered, be and hereby are accepted and the Chair of the Tioga County Legislature authorized to sign and record, on receipt of the amount bid and recording costs, Quit Claim Deeds conveying the various parcels to the successful bidders and to their assigns:

Prior Owner-Tax Map#	Purchaser	Bid
<u>Town of Barton:</u>		
157.00-2-18, Max Coleman	Robert J. Triold	\$ 600
157.07-1-20, Loco Holdings, LLC	Robert J. Triold	\$ 450
166.15-7-33, Janice L. Vallilee	William C. Sutton Jr.	\$ 8,000
<u>Town of Berkshire</u>		
22.00-2-19, Stanley Lukaszewicz	Michelle H. Gehn	\$ 5,750
22.00-1-5.8, Alberto Padron-Cid	Wickward Resources	\$ 5,500
22.00-1-5.5, Alberto Padron-Cid	Jerry T. Gardner	\$7,500
31.07-2-15, Nancy L. Klock	Augustine Adams	\$17,000
24.00-1-33, John Gehm	George A. Hoffmier	\$ 8,500
<u>Town of Candor:</u>		
50.00-1-39.10, Sarah Knapp	Ronald A. Bologna	\$18,000
29.00-1-4, Edward Monroe	Richard D. Judge Sr.	\$ 8,000
<u>Town of Newark Valley:</u>		
61.15-3-32, County of Tioga	Brett W. Relyea	\$ 1,000
64.19-1-20.12, Tyler Donahue	Robert C. Stevens	\$ 3,000
64.19-1-27, Donald Brooks	John A. & Sylvia A. Riegel	\$ 8,500
64.00-1-44.20, Clarence Grimley	Forrest A. Bowen	\$ 9,000
64.19-1- 3, Agnes Hammond	Erik S. Young	\$ 7,250
65.00-1-41, Thomas Abbey	Rose Marie & David W. Stack	\$ 8,500
<u>Town of Nichols:</u>		
172.00-1-25.15, Salvatore Vitellaro	Susquehanna Land Co.	\$11,250
172.00-1-25.14, Salvatore Vitellaro	Susquehanna Land Co.	\$11,250
<u>Town of Owego:</u>		
118.19-1-1.5, Leo Cueto	Brett W. Relyea	\$ 1,800
118.19-1-1.6, Leo Cueto	Brett W. Relyea	\$ 1,800
153.06-2-14, John Prosinski	Corey W. Relyea	\$ 600
120.00-1-5, June Packer Steven and	Michelle Chaffee	\$10,250
128.08-3-9, Walters	Horizon Transport	\$11,500
129.05-3-16, Thomas Shumway	Charles L. Everetts	\$13,000
128.08-1-1.125, County of Tioga	Corey W. Relyea	\$ 50
128.08-3-87, County of Tioga	Eric S., Young	\$ 700
128.08-1-43, County of Tioga	Brett W. Relyea	\$ 4,000
117.19-2-4, County of Tioga	Corey W. Relyea	\$ 500
128.08-1-46, Elizabeth E Barnum	Robie Rentals Inc.	\$ 7,000
118.17-1-43.1, Kathleen D. Johnson-Luttman	Lori A. Searfoss	\$ 5,250
129.05-3-25, English Brothers Apartments LLC	Corey W. Relyea	\$ 500
117.19-1-35, Alfred H. Sibley	Robie Rentals Inc.	\$17,000

Prior Owner-Tax Map#	<u>Purchaser</u>	<u>Bid</u>
143.13-2-50.1, Maynard Smith	Candice VanSchaick	\$ 1,000
97.00-1-17.213, Jason M. Spohn	Christopher J. Pelto	\$15,000
152.08-1-23, Sean Taylor	John S. Madan	\$ 1,800
142.14-1-27.21, County of Tioga	Corey W. Relyea	\$ 500
152.08-1-22, Sean Taylor	John S. Madan	\$15,000

Town of Richford:

12.00-1-16.20, Dasetta Gray	Hassib M. Kazan	\$ 4,625
16.00-1-15, Dasetta Gray	Hassib M. Kazan	\$ 4,625
12.00-1-26.20, Christopher Wilkinson	Craig A. & Kerry L. Mincher	\$16,500
12.00-1-27, Justine Wolf	Timothy L. & Theresa C. Pollard	\$ 2,300

Town of Spencer

69.00-2-12.2, Robert Pungner	Augustine Adams	\$13,250
------------------------------	-----------------	----------

Town of Tioga:

158.12-2-20, Laurence Gallow	Steven and Michelle Chaffee	\$ 7,000
158.12-2-44, Stanley Lukaszewicz	Amy L. Cluver	\$ 2,500
159.00-3-29, Stanley Lukaszewicz	James P. Perkins	\$ 1,600
126.00-2-30, Clara Wheeland	Jacqueline M. Reese	\$ 1,900

ROLL CALL VOTE

Yes – Legislators Hollenbeck, Huttleston, Monell, Sauerbrey, Sullivan, Weston, and Case.

No – None.

Absent – Legislators Roberts and Standingger.

RESOLUTION ADOPTED.

Legislator Sullivan moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 202-15 AUTHORIZE RECLASSIFICATION OF VACANT
POSITION
MENTAL HYGIENE

WHEREAS: Legislative approval is required for all position reclassifications; and

WHEREAS: Since January, a full-time Administrative Secretary position has been vacant within the Mental Hygiene department; and

WHEREAS: The Director of Community Services would like to reclassify this vacancy in order to appropriately address the functional needs of her department's billing unit; and

WHEREAS: The Personnel Department has reviewed a New Position Duties Statement submitted by the Director of Community Services and has determined a new classification is appropriate; therefore be it

RESOLVED: That the vacant Administrative Secretary (CSEA salary grade V) within the Mental Hygiene Department shall be reclassified to Billing Specialist (CSEA salary grade VIII) effective August 12, 2015; and be it further

RESOLVED: That the Director of Community Services be allowed to provisionally appoint a full-time Billing Specialist effective after August 12, 2015, and pending the outcome of the civil service examination.

ROLL CALL VOTE

Yes – Legislators Hollenbeck, Huttleston, Monell, Sauerbrey, Sullivan, Weston, and Case.

No – None.

Absent – Legislators Roberts and Standingier.

RESOLUTION ADOPTED.

The meeting was adjourned at 12:07 P.M.

*Ninth Regular Meeting
September 15, 2015*

The Ninth Regular Meeting of 2015 was held on September 15, 2015 and was called to order by the Deputy Chair at 6:00 P.M. Eight Legislative members were present, Legislator Sauerbrey being absent.

Deputy Chair Case asked Legislator Huttleston for a moment of prayer. "As I was driving here today for this special occasion and wonderful example of democracy, which many countries are unable to enjoy, I said to myself, "this is as good as it gets". I thought isn't it great to be an American. We are so lucky and blessed to be born in a great caring, loving, free country that gives us freedom of religious choice and several other freedoms that other people in the world are unable to enjoy. Let us take the time to thank the many people from the past that have given and sacrificed so much to allow us to live free. Let us bless and thank our leaders and military forces who are making many sacrifices to ensure and protect our freedom. Let us pray that the entire world will someday be able to live in peace and all people will be free of hate, anarchy, and terrorism. Thank you Lord for this great country and our freedom, and I ask you to guide and bless this Legislative body, our Department Heads, and all our employees."

Legislator Huttleston led all Legislators and those in attendance in the Pledge of Allegiance.

There were 6 people in attendance.

Amy Poff of the Employee Recognition Committee presented Employee of the 3rd Quarter 2015 to William Kenville, Safety Officer. "I am here along with Barb Riley on behalf of the Employee Recognition Committee to recognize the Employee of 3rd Quarter who is Bill Kenville, our Safety Officer. I would like to again thank the County Legislature for their support of the Employee Recognition Committee and the programs that we have. I think it gives everybody a better opportunity to understand the good work that the County employees do.

"Bill started with Tioga County as a Safety Officer on August 26, 2013 and within a short time period it was clear that he was the right person for the job! As the Safety Officer, Bill must ensure that departments are in compliance with rules and procedures, which sometimes can be met with resistance as the safest way is not always the easiest or fastest way! However, Bill's ability to communicate with employees in a diplomatic, non-threatening manner ensures cooperation and achieves the desired goals and objectives.

“Bill works closely with the Tioga County liability carrier, NYMIR, and largely due to Bill’s conscientious performance of his duties, the county received the NYMIR Risk Management Award in 2014. Bill also works with the NYS Department of Labor PESH consultant and has been able to obtain free training, which helps provide employees with the proper tools to do their jobs safely. He has taken a fresh look at the county policies that involve safety issues and has been involved in making needed revisions.

“He is very knowledgeable and willing to assist whenever he can. Recently he assisted the County Attorney in developing her portion of the Continuity of Operations Plan (COOP) by researching COOP templates in other jurisdictions. In his role as the ADA Coordinator, Bill developed brochures for handicap parking education. He has also improved ways to bring safety instruction to county personnel and researched other resources to expand safety topics for departments to access.

“The position of Safety Officer is a part-time position and Bill has established regular working hours, which brings consistency to his availability for county personnel. At the same time when the needs of the county require flexibility, he willingly accommodates, often rearranging his own time for the needs of the county. Bill has genuine concern for the safety and wellbeing of people and is always looking for new ways to improve upon how things are done.

“Bill lives in Binghamton with his wife Vickie and has two children. He is a retired Endicott Fire Captain who served in the Village of Endicott Fire Department for 25 years. In his free time, what little he may have, you might find Bill out on the golf course.

Legislator Hollenbeck spoke and presented a plaque to Bill. “Bill is the reason we take all those tests.”

County Attorney Judith Quigley spoke. “Bill started working for the County two years ago and has proven to be a very valuable asset and resource for the safety and risk management requirements and concerns of the County. He works politely and cooperatively with other county departments and employees, and has a good working relationship with the New York State Department of Labor PESH consultant and the NYMIR representative. He stays on top of OSHA changes and regulations, which can involve changes in County policies and procedure to ensure the County is in compliance.

“In addition to his ongoing regular duties, which include driver safety training, annual safety and workplace violence training, and facilitating random

drug testing, during Bill's short tenure with the County he has taken on responsibilities that were once overlooked and handled situations that past Safety Officers did not. When a new situation presents itself, he researches the matter so that it is handled correctly, efficiently, and effectively, which often involves him taking on extra work. Because of his calm and diplomatic way of handling complaints and problems, possibly contentious situations have been avoided. Bill has sacrificed his own time by rearranging his established work hours to accommodate the needs of the County.

“Bill performs all of his duties with professionalism and genuine concern for the safety needs of the County, its personnel and the public. Because of his personable and patient demeanor, Bill has successfully met many necessary and desired goals that otherwise may not have been attained. The County has and will continue to benefit from Bill's knowledge and work ethic, and is fortunate to have him in their employ.”

Bill Kenville spoke. “I want to say thank you very much to Barb and Amy, and all the Employee Recognition Team members. Thanks to the Legislature for supporting the program and for always supporting our safety program. Thanks to the people who spoke kindly of me when they nominated me. Thank you to the Law Department staff, Diane Stephens who helps me with a lot of report writing and spreadsheets, and proofreading and makes every workday fun. To my boss, Judy Quigley who is actually great to work with and who is always there for me when it comes to support or if I need any guidance. Thank you to everybody.”

There was no privilege of the floor.

The list of audited bills was submitted and is summarized as follows:

<u>Code</u>	<u>Description</u>	<u>Equipment</u>	<u>Expense</u>
A1010	Legislative Board		230.19
A1165	District Attorney		1,415.28
A1170	Public Defender		1,977.28
A1172	Assigned Counsel		14,424.90
A1185	Medical Examiners/Coroners		850.00
A1325	Treasurer		3,262.49
A1355	Assessments		2,461.53
A1410	County Clerk		80.26
A1420	Law		3,162.51
A1430	Personnel		2,549.30
A1450	Elections	593.19	4,311.94
A1460	Records Management		185.32
A1490	Public Works Administration		24.98
A1620	Buildings	1,381.02	48,960.24

A1621	Buildings		30,889.65
A1680	Information Technology		5,273.88
A2490	Community College Tuition		55,259.90
A2960	Education of Handicapped Children		63,994.60
A3020	Public Safety Comm E911 System		4,429.07
A3110	Sheriff		18,304.72
A3140	Probation		86.00
A3142	Alternatives to Incarceration		120.00
A3146	Sex Offender Program		10,320.00
A3150	Jail		50,936.02
A3359	SHSP2013	3,380.76	
A3410	Fire		2,298.79
A3415	State Interoperable Comm Grant	150,206.13	1,266.50
A3640	Emergency Mgmt Office		296.08
A4011	Public Health Administration		2,225.77
A4042	Rabies Control		1,603.11
A4050	Healthy Neighborhood Program		1,622.25
A4064	Managed Care-Dental Services	804.50	16,266.45
A4070	Disease Control		3,218.33
A4090	Environmental Health		428.29
A4210	Alcohol and Drug Services		11,054.37
A4211	Council on Alcoholism		12,643.73
A4309	Mental Hygiene Co Admin		14,508.71
A4310	Mental Health Clinic		92,407.76
A4320	Crisis Intervention Services		23,990.42
A4321	Intensive Case Management		849.83
A6010	Social Services Administration		100,401.13
A6422	Economic Development		700.00
A6510	Veterans' Service		2,238.80
A9060	Health Insurance		3,651.37
SOLID WASTE FUND			99,197.21
SPECIAL GRANT FUND			2,407.19
LIABILITY INSURANCE FUND			14,150.00
COUNTY ROAD FUND			72,990.23
CAPITAL FUND			580,266.16
SELF-INSURANCE FUND			<u>1,300.00</u>
GRAND TOTAL			\$ 1,541,858.14

Legislator Monell made a motion to approve the minutes of August 6 and 11, 2015, seconded by Legislator Hollenbeck, and carried.

Deputy Chair Case stated that all Legislative Committees met this month and the minutes are or will be on file with the Clerk of the Legislature.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Standinger.

REFERRED TO: FINANCE COMMITTEE

RESOLUTION NO. 203-15 *ERRONEOUS ASSESSMENT
TOWN OF CANDOR*

WHEREAS: An application for refund of 2014 Town/County tax indicates that property no. 1297, assessed to Jackie L Gutshall on the Town of Candor 2014 tax roll is erroneous in that a survey changed acreage, thereby lowering the assessment from 102,300 to 100,200; and

WHEREAS: The 2014 tax bill for property no. 1297 in the Town of Candor was paid to the Candor tax collector on 1/28/14; be it therefore

RESOLVED: That a refund of \$34.61 for taxes paid be issued to Jackie L Gutshall by the Tioga County Treasurer; and be it further

RESOLVED: That the erroneous town tax of \$12.24 be charged back to the Town of Candor; and the erroneous fire tax of \$3.44 be charged back to the Candor Fire District; and be it further

RESOLVED: That the erroneous solid waste tax of \$.79 be charged back to the Solid Waste Fund; and be it further

RESOLVED: That the erroneous county tax of \$18.14 be charged to the proper accounts in the records of the County Treasurer.

ROLL CALL VOTE

Yes – Legislators Huttleston, Monell, Case, Roberts, Standinger, Sullivan, Weston, and Hollenbeck.

No – None.

Absent – Legislator Sauerbrey.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: FINANCE COMMITTEE

RESOLUTION NO. 204-15 *ERRONEOUS ASSESSMENT*
TOWN OF BARTON

WHEREAS: An application for credit and refund of property corrected tax roll for property no. 11201 assessed to Bradley & Sarah Rayle on the 2015 tax roll of the Town of Barton indicates that Veterans exemptions were not applied due to a clerical error; and

WHEREAS: That bill no. 3092 for parcel no. 11201 in the Town of Barton was paid to the Town of Barton Tax Collector on 1/31/15; be it therefore

RESOLVED: That a refund of \$690.85 for overpayment of the 2015 taxes be issued to Bradley & Sarah Rayle by the Tioga County Treasurer; and be it further

RESOLVED: That the erroneous town tax of \$115.35 be charged back to the Town of Barton; and be it further

RESOLVED: That the erroneous solid waste tax of \$25.46 be charged back to the Solid Waste Fund; and be it further

RESOLVED: That the erroneous county tax of \$550.04 be charged to the proper accounts in the records of the County Treasurer.

ROLL CALL VOTE

Yes – Legislators Huttleston, Monell, Case, Roberts, Standinger, Sullivan, Weston, and Hollenbeck.

No – None.

Absent – Legislator Sauerbrey.

RESOLUTION ADOPTED.

Legislator Weston moved for the adoption of the following resolution, seconded by Legislator Standinger.

REFERRED TO: PUBLIC SAFETY/PROBATION & DWI
FINANCE/LEGAL
INFORMATION TECHNOLOGY

RESOLUTION NO. 205-15 *MOVEMENT OF FUNDS TO COVER
COST OF MONITORS*

WHEREAS: New York State Probation Departments and in particular the Tioga County Probation Department were advised in January 2015, after the 2015 budget had been finalized by the Legislature, that in September of 2015 AutoMon Corporation would be upgrading Caseload Explorer software and this upgrade would require counties to upgrade servers, software and hardware. Caseload Explorer is the computer software system that controls the Department's data base, case management and financial programs; and

WHEREAS: The Probation Director has advised the Public Safety Committee of the required enhancements on several occasions during monthly meetings; and

WHEREAS: AutoMon Corporation has sent out notification that the Tioga County Probation Department is scheduled to be upgraded to CE. Version 5.3 on September 28, 2015; and

WHEREAS: On 8/13/15, the Information Technology Department provided the Probation Director with a quote for the purchase of 18, 24" monitors for the Department at a cost of \$2,519.82; and

WHEREAS: The current balance in budget line A3140.20.200 Office Equipment is \$1,501.00, thus requiring the movement of monies to cover the purchase, therefore be it

RESOLVED: That the Probation Director is approved to request the Treasurer's Office move \$1,200 from Budget Line A3142.40.140 Contracting Services to Budget Line A3140.20.200 Office Equipment to cover the cost of the upgrade monitors.

ROLL CALL VOTE

Yes – Legislators Huttleston, Monell, Case, Roberts, Standinger, Sullivan, Weston, and Hollenbeck.

No – None.

Absent – Legislator Sauerbrey.

RESOLUTION ADOPTED.

Legislator Monell moved for the adoption of the following resolution, seconded by Legislator Roberts.

REFERRED TO: PUBLIC SAFETY/PROBATION & DWI
FINANCE/LEGAL

RESOLUTION NO. 206-15 *MOVEMENT OF FUNDS TO COVER
COST OF ALTERNATIVE TO INCARCERATION*

WHEREAS: Budget Officer Rita Hollenbeck has directed that Probation Director submit a budget modification resolution requesting a transfer of funds to cover the cost of personal services to operate two Alternative to Incarceration programs; and

WHEREAS: Tioga County Jail is allowed to have reduced housing classifications, if the county has a DCJS/OPCA approved Alternative to Incarceration programming, thus saving the County significant money in housing prisoners; and

WHEREAS: The amount of funding the County receives from DCJS/OPCA to provide Pre-Trial Release and Community Service ATI Programming has remained consistent for over ten years at a maximum of \$8,569, if all program goals are met; and

WHEREAS: The amount of cost to the County to provide staffing for this programming, specifically 15% of a Probation Officer and a Probation Assistant's salary is a total of \$11,372.40; therefore be it

RESOLVED: That the Probation Director is approved to request the Treasurer's Office move \$2,803.40 from Budget Line A3140.10.10 to Budget Line A3142.10.10 to cover the cost of operating two ATI Programs.

ROLL CALL VOTE

Yes – Legislators Huttleston, Monell, Case, Roberts, Standinger, Sullivan, Weston, and Hollenbeck.

No – None.

Absent – Legislator Sauerbrey.

RESOLUTION ADOPTED.

Legislator Huttleston moved for the adoption of the following resolution, seconded by Legislator Standinger.

REFERRED TO: ADMINISTRATIVE SERVICES COMMITTEE

RESOLUTION NO. 207-15 *TRANSFER OF FUNDS AND BUDGET MODIFICATION TO PURCHASE HISTORICAL MARKER HISTORIAN DEPARTMENT*

WHEREAS: The Historian needs to purchase a historical marker located in Lounsberry, NY, Tioga County; and

WHEREAS: The Tioga County Historian's objective is to preserve historical landmarks and promote historical sites throughout the county; and

WHEREAS: It is to replace a marker that was originally installed in the 1930s to show the history of Lounsberry, but was destroyed by a car in the 1970s; and

WHEREAS: The total cost of the Historical Marker is \$1,055.00; and

WHEREAS: The Historian does not have the budgeted funds needed to purchase the historical marker and is requesting contingency funds; therefore be it

RESOLVED: That the following sums be transferred:

From: Contingency Account A1990.40.715 \$1,055.00

To: Historian Account A7510.40-640 Supplies (Not Office) \$1,055.00

ROLL CALL VOTE

Yes – Legislators Huttleston, Monell, Case, Standinger, Weston, and Hollenbeck.

No – Legislators Roberts and Sullivan.

Absent – Legislator Sauerbrey.

RESOLUTION ADOPTED.

Legislator Standinger moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 208-15 *APPROPRIATION OF FUNDS–BUDGET
MODIFICATION
MENTAL HYGIENE*

WHEREAS: Tioga County Mental Hygiene (TCMH) has been allocated additional state aid funding for the purpose of funding a Single Point of Access (SPOA) Parent Partner; and

WHEREAS: TCMH has contracted with Central New York Services, Inc. to provide these services to Tioga County residents; and

WHEREAS: TCMH will incur no local share increase, yet this will require an appropriation of funds into the proper account codes; and

WHEREAS: The appropriation of funds requires Legislative approval; therefore be it

RESOLVED: That funding be appropriated as follows:

From: A3490.00	State Aid Mental Health Programs	\$ 23,358.00
----------------	----------------------------------	--------------

To: A4320.40-140	Crisis Programs: Contracting Services	\$ 23,358.00
------------------	---------------------------------------	--------------

ROLL CALL VOTE

Yes – Legislators Huttleston, Monell, Case, Roberts, Standinger, Sullivan, Weston, and Hollenbeck.

No – None.

Absent – Legislator Sauerbrey.

RESOLUTION ADOPTED.

Legislator Standinger moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 209-15 *APPROPRIATION OF FUNDS-BUDGET
MODIFICATION
MENTAL HYGIENE*

WHEREAS: Tioga County Mental Hygiene (TCMH) has been allocated additional pass through state aid funding for the purpose of establishing a Warm Line program and a Drop-In Center; and

WHEREAS: TCMH has contracted with Rehabilitative Support Services (RSS) to provide these services to Tioga County residents; and

WHEREAS: TCMH will incur no local share increase, yet this will require an appropriation of funds into the proper account codes; and

WHEREAS: The appropriation of funds requires Legislative approval; therefore be it

RESOLVED: That funding be appropriated as follows:

From: A4391.00	State Aid Community Support	\$ 40,200.00
To: A4333.40-130	Psycho Social Club: Contracting Services	\$ 40,200.00

ROLL CALL VOTE

Yes – Legislators Huttleston, Monell, Case, Roberts, Standinger, Sullivan, Weston, and Hollenbeck.

No – None.

Absent – Legislator Sauerbrey.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: LEGAL/FINANCE COMMITTEE

RESOLUTION NO. 210-15 *REQUEST FOR RESERVE FUNDS AND
BUDGET MODIFICATION/TRANSFER
SAFETY OFFICE*

WHEREAS: Chapter 497 of the New York State Law of 1999 requires every county to establish a separate handicapped parking and education program with the purpose of providing education to increase the awareness of handicapped parking laws; and

WHEREAS: Implementation of this plan is dependent upon revenue generated from a mandatory thirty-dollar handicapped parking fine surcharge which the New York State Law of 1999 requires will be used for activities such as public service announcements, public education and awareness campaigns, distribution of literature and other activities with such purpose; and

WHEREAS: There was no budgeted line item in the general fund for these expenditures and Legislative approval is needed to access funds from a reserve account as well as to modify the budget; therefore be it

RESOLVED: That funds to cover the cost of a public service announcement and 500 educational brochures be allocated as follows:

From: A 889.04 Reserve for Handicapped Parking Education \$450.00

To: A2989.40-10 Other Education/Handicapped Parking \$100.00
 A2989.40-485 Other Education/Handicapped Parking \$350.00

ROLL CALL VOTE

Yes – Legislators Huttleston, Monell, Case, Roberts, Standinger, Sullivan, Weston, and Hollenbeck.

No – None.

Absent – Legislator Sauerbrey.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: PUBLIC WORKS
FINANCE

RESOLUTION NO. 211-15 TRANSFER FUNDS FOR BOX CULVERTS
PUBLIC WORKS

WHEREAS: The Department of Public Works purchased two box culverts out of the 2014 budget; and

WHEREAS: The budget is short of funds for materials for installation of the culverts; and

WHEREAS: The Department of Public Works submitted a request for \$100,000 for culvert replacement in 2015 budget; and

WHEREAS: The funding was omitted without the department being aware of it; and

WHEREAS: The budget is short of funds for installation: therefore be it

RESOLVED: The Tioga County Legislature authorizes the following transfer and budget modification:

From Capital Reserve	H878.07	\$61,058
To: Culvert Replacement	H2013.04	\$61,058

ROLL CALL VOTE

Yes – Legislators Huttleston, Monell, Case, Roberts, Standinger, Sullivan, Weston, and Hollenbeck.

No – None.

Absent – Legislator Sauerbrey.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: PUBLIC WORKS
FINANCE

RESOLUTION NO. 212-15 TRANSFER FUNDS
PUBLIC WORKS

WHEREAS: November 10, 2014 Resolution 251-14 was approved; and

WHEREAS: This resolution appropriated \$2,025,000 for the East River Road Bridge Project BIN 3335410; and

WHEREAS: The funds were appropriated as follows:

East River Rd. Bridge Account	H2009.02	\$1,377,629.53
Public Improvement Bond 2013	H878.06	\$ 647,370.47

And

WHEREAS: This is a FHWA funded project as follows:

Federal	80%
State	15%
Local	5%

And

WHEREAS: The Public Improvement Bond 2013 should not have been appropriated out of the Bond Account as this is an FHWA Project and the funds were never put in the 2015 Budget; therefore be it

RESOLVED: That the Tioga County Legislature authorizes a transfer from the bond account in the amount of \$85,000 to H2015.04 Park Settlement Rd. Bridge Emergency Repair Account.

ROLL CALL VOTE

Yes – Legislators Huttleston, Monell, Case, Roberts, Standinger, Sullivan, Weston, and Hollenbeck.

No – None.

Absent – Legislator Sauerbrey.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: PUBLIC WORKS

RESOLUTION NO. 214-15 *APPROVE CHANGE ORDER FOR
BRIDGE PREVENTIVE MAINTENANCE
PROJECT PIN: 9753.83*

WHEREAS: The Bridge Preventive Maintenance Project PIN: 9753.83 has been placed on the FHWA Program; and

WHEREAS: The project will be funded as follows:

FEDERAL: 80%
STATE: 15%
LOCAL: 5%

and

WHEREAS: Dycon Construction was awarded the Construction Contract on Resolution 102-15; and

WHEREAS: A change order was submitted to cover additional costs for diluted tack coat and cold milling of bituminous concrete pavement in the amount of \$4,046.72; therefore be it

RESOLVED: That the Tioga County Legislature approves the change order in the amount of \$4,046 to be paid out of D5110.40 use code 50; and be it further

RESOLVED: That the Tioga County Legislature authorizes and approves the following transfer and budget modification:

FROM:	Federal-aid Account	D4502	\$3,237.38
	State-aid Account	D3502	\$ 607.01
TO:	Bridge Preventive Maintenance		
	Account D5110.40.50		\$3,844.39

ROLL CALL VOTE

Yes – Legislators Huttleston, Monell, Case, Roberts, Standinger, Sullivan, Weston, and Hollenbeck.

No – None.

Absent – Legislator Sauerbrey.

RESOLUTION ADOPTED.

Legislator Weston moved for the adoption of the following resolution, seconded by Legislator Roberts.

REFERRED TO: PUBLIC SAFETY COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 215-15 *AUTHORIZE THE SUBMISSION OF 2015 NYS MEMBER ITEM GRANT - SHERIFF'S OFFICE*

WHEREAS: NYS Senate 51st District Office has announced Member Item grant funding for the Tioga County Sheriff's Office in the amount of \$10,000; and

WHEREAS: An application of these monies has to be submitted no later than September 4, 2015; and

WHEREAS: County Policy #47 requires that a resolution be approved before any such grant applications are submitted; therefore be it

RESOLVED: That the Tioga County Sheriff's Office be authorized to submit the appropriate grant application for the purpose of securing this funding, and authorizes the Chair of the Legislature to sign such application.

ROLL CALL VOTE

Yes – Legislators Huttleston, Monell, Case, Roberts, Standinger, Sullivan, Weston, and Hollenbeck.

No – None.

Absent – Legislator Sauerbrey.

RESOLUTION ADOPTED.

Legislator Sullivan moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: ADMINISTRATIVE SERVICES COMMITTEE

RESOLUTION NO. 216-15 *NOTIFICATION OF GRANT APPLICATION*

WHEREAS: The Federal Help Americans Vote Act (HAVA) of 2006 provided funds to compensate counties for expenses relating to transitioning from Lever to Electronic Voting systems; and

WHEREAS: New York State has held these funds in reserve until all counties had fully transitioned to Electronic Voting systems and just recently all counties complied; and

WHEREAS: The County Boards of Elections must apply for reimbursement and part of the application process is notifying the County Legislature that grants are being applied for; therefore be it

RESOLVED: That the Tioga County Legislature accepts this GOVERNING BODY GRANT APPLICATION NOTIFICATION from the Tioga County Board of Elections in regard to applying for reimbursement for County expenditures for which the County is entitled to reimbursement under the provisions of HAVA.

ROLL CALL VOTE

Yes – Legislators Huttleston, Monell, Case, Roberts, Standinger, Sullivan, Weston, and Hollenbeck.

No – None.

Absent – Legislator Sauerbrey.

RESOLUTION ADOPTED.

Legislator Huttleston moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: ADMINISTRATIVE SERVICES COMMITTEE

RESOLUTION NO. 217-15 ESTABLISH EQUALIZATION RATES

RESOLVED: That under the provisions of Section 804 of the Real Property Tax Law, equalization rates for the purpose of apportioning 2016 County taxes among the several Towns are hereby established as follows:

Town of Barton	88.00
Town of Berkshire	90.00
Town of Candor	98.50
Town of Newark Valley	66.50
Town of Nichols	23.00
Town of Owego	77.00
Town of Richford	98.00
Town of Spencer	97.00
Town of Tioga	6.80

ROLL CALL VOTE

Yes – Legislators Huttleston, Monell, Case, Roberts, Standinger, Sullivan, Weston, and Hollenbeck.

No – None.

Absent – Legislator Sauerbrey.

RESOLUTION ADOPTED.

Legislator Huttleston moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: ADMINISTRATIVE SERVICES COMMITTEE

RESOLUTION NO. 218-15 AMEND RESOLUTION NOS. 385-90,
102-00, 150-07, AND 345-09
AMENDING FEES
REAL PROPERTY OFFICE

WHEREAS: Resolution Nos. 385-90, 102-00, 150-07, and 345-09 established and modified schedules of charges; and

WHEREAS: The cost of supplies and services have increased; and

WHEREAS: The Real Property Tax Service Agency has recommended that the fee schedules be revised and established for new services, be it therefore

RESOLVED: That Resolution Nos. 385-90, 102-00, 150-07, and 345-09 be hereby amended and that the fees for Real Property Administrative services be and hereby are established and modified as follows effected as of 01/01/2016:

Preparation of school district and village tax bills, per bill	.65
Tax map 30x42 all individuals, attorneys or private corporations	10.00
Tax map 30x42 Assessors, 1 st copy no charge, thereafter per copy	3.00
Tax map 30x42 all Village, Town & Schools per copy	3.00
Tax map 17x21 all individuals, attorneys or private corporations	5.00
Tax map 17x21 Assessors, per copy	1.00
Mailing a single map	3.00
Assessment rolls & indexes printed, all towns other than Owego, per town	50.00
Assessment rolls & indexes printed, town of Owego	80.00
Assessment roll indexes, all towns other than Owego, per town	15.00
Assessment roll indexes, town of Owego	20.00
GIS map, 8 ½ x 11	2.00
GIS digital maps on CD	600.00
Additional layers included on CD, per layer	50.00
RPS data files on CD, e-mailed,rps160d1,rps155p1,rps150p1, per tax entity	150.00
Printed custom reports, minimum	30.00
Aerial photo, topo, or DOQQ, 8 ½ x 11	15.00
Aerial photo, topo, or DOQQ, 17 x 21	20.00
Aerial photo, topo, or DOQQ, 30x42	30.00
Printed address labels, per page of 30 (minimum)	2.00
RPS Database (scrubbed) (county)	300.00
Screen prints, each	.50
.pdf tax map files, e-mailed, per map	1.00
Sales report (one year)	30.00
Area map with coordinates, up to 12 pts., 8 ½ x 11	10.00

ROLL CALL VOTE

Yes – Legislators Huttleston, Monell, Case, Roberts, Standinger, Sullivan, Weston, and Hollenbeck.

No – None.

Absent – Legislator Sauerbrey.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: PUBLIC WORKS COMMITTEE

RESOLUTION NO. 219-15 *AUTHORIZE EXTENSION OF TIOGA COUNTY OFFICE BUILDINGS GARBAGE COLLECTION/DISPOSAL SERVICES CONTRACT*

WHEREAS: Taylor Garbage was awarded Tioga County Office Buildings Garbage Collection/Disposal Services contract for a three year period commencing January 1, 2013, said bid being \$8,988 per year. Bid specifications also included an optional two (2) year extension with the price at the bid amount adjusted by the compounded increase in the Consumer Price Index (CPI) from the previous three (3) years; and

WHEREAS: Taylor Garbage is interested in extending the program for two (2) years at the adjusted rate according to the CPI; and

WHEREAS: The current compounded CPI will be calculated from January 1, 2013 through December 31, 2015; however, the December 31, 2015 CPI will not be released until early 2016. The 2013 CPI was 2.3%; the 2014 CPI was 2.5%; and the first half 2015 semiannual CPI was 2.5%; therefore be it

RESOLVED: That the Tioga County Legislature extend the Tioga County Office Buildings Garbage Collection/Disposal Services contract with Taylor Garbage for a two (2) year period at the bid amount adjusted by the compounded increase in the Consumer Price Index (CPI) from the said dates and commencing January 1, 2016.

ROLL CALL VOTE

Yes – Legislators Huttleston, Monell, Case, Roberts, Standing, Sullivan, Weston, and Hollenbeck.

No – None.

Absent – Legislator Sauerbrey.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO:

PUBLIC WORKS

RESOLUTION NO. 220-15

AUTHORIZING THE IMPLEMENTATION AND FUNDING IN THE FIRST INSTANCE 100% OF THE FEDERAL-AID AND STATE "MARCHISELLI" PROGRAM-AID ELIGIBLE COSTS OF A TRANSPORTATION FEDERAL-AID PROJECT AND APPROPRIATING FUNDS THEREFORE PIN 9753.83 SUPPLEMENTAL AGREEMENT #2

WHEREAS: A Project for the Tioga County Bridge Maintenance pin 9753.83 (the "Project") is eligible for funding under Title 23 US Code, as amended, that calls for the apportionment of the costs such program to be borne at the ratio of 80% Federal funds and 20% non-Federal funds; and

WHEREAS: The County of Tioga desires to advance the Project by making a commitment of 100% of the Federal and non-Federal share of the costs of the Preliminary Engineering/Design and Construction and Construction Supervision and Inspection work; therefore be it

RESOLVED: That the Tioga County Legislature hereby approves the above-subject project; and be it further

RESOLVED: That the Tioga County Legislature hereby authorizes the County of Tioga to pay in the first instance 100% of the Federal and non-Federal share of the increased cost of the Construction and Construction Supervision and Inspection work for the Project or portions thereof; and be it further

RESOLVED: That the sum of \$16,017 is hereby appropriated from Maintenance, Roads and Bridges Account D5110.40 use code 50 and made available to cover the increased cost of participation in the above phase of the Project; and be it further

RESOLVED: That the Tioga County Legislature authorizes the following transfer of funds:

FROM: Federal Aid Projects Account D4502	\$12,813.60
State Aid Project D3502	\$ 3,203.40
TO: Bridge Maintenance Project Account D5110.40-50	\$16,017.00

And be it further

RESOLVED: That in the event the full Federal and non-Federal share costs of the project exceeds the amount appropriated above the Tioga County Legislature shall convene as soon as possible to appropriate said excess amount immediately upon the notification by the New York State Department of Transportation thereof; and be it further

RESOLVED: That the Chair of the Tioga County Legislature be and is hereby authorized to execute all necessary Agreements, certifications or reimbursement requests for Federal Aid/or Marchiselli Aid on behalf of the County of Tioga with the New York State Department of Transportation in connection with the advancement or approval of the Project and providing for the administration of the Project and the municipality's first instance funding of project costs and permanent funding of the local share of Federal-aid and State-aid eligible Project costs and all Project costs within appropriations therefore that are not so eligible; and be it further

RESOLVED: That a certified copy of this resolution be filed with the New York State Commissioner of Transportation by attaching it to any necessary Agreement in connection with the Project; and be it further

RESOLVED: This Resolution shall take effect immediately.

ROLL CALL VOTE

Yes – Legislators Huttleston, Monell, Case, Roberts, Standinger, Sullivan, Weston, and Hollenbeck.

No – None.

Absent – Legislator Sauerbrey.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO:

FINANCE/LEGAL

RESOLUTION NO. 221-15

*AUTHORIZATION TO EXECUTE
ENGAGEMENT LETTER FROM
COUGHLIN & GERHART, LLP
TO PROVIDE SERVICES REGARDING IN THE MATTER
OF OTERO BANKRUPTCY*

WHEREAS: Jose Otero and Nancy Otero have brought a motion in Federal Bankruptcy Court against Tioga County; and

WHEREAS: Tioga County wishes to retain the services of Coughlin and Gerhart LLP to defend the action; and

WHEREAS: Coughlin and Gerhart LLP has set forth the services they will provide in an engagement letter; now therefore be it

RESOLVED: That the Tioga County Legislature hereby authorizes Legislative Chair Martha Sauerbrey to sign said engagement letter from Coughlin and Gerhart LLP for said services retroactive to August 27, 2015.

ROLL CALL VOTE

Yes – Legislators Huttleston, Monell, Case, Roberts, Standinger, Sullivan, Weston, and Hollenbeck.

No – None.

Absent – Legislator Sauerbrey.

RESOLUTION ADOPTED.

Legislator Weston moved for the adoption of the following resolution, seconded by Legislator Standinger.

REFERRED TO:

PUBLIC SAFETY COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 222-15

*APPROVE THE BUREAU OF FIRE TO
CONTRACT WITH DR. AARON
DAGGY AS MEDICAL DIRECTOR
TO OVERSEE THE BUREAU OF FIRE
EMS TRAINING PROGRAMS*

WHEREAS: The New York State Department of Health requires that each organization providing EMS training to Fire and EMS units have a Medical Director to oversee such training programs; and

WHEREAS: The Tioga County Bureau of Fire provides such EMS Education to the Fire Departments, Emergency Squads and other organizations in Tioga County; and

RESOLVED: That the Director of Community Services be authorized to abolish one (1), full-time Account Clerk-Typist position effective at the close of business on September 18, 2015; and be it further

RESOLVED: That the Mental Hygiene Department's 2015 authorized full-time headcount figure will be reduced by 1 (from 33 to 32) effective September 18, 2015.

ROLL CALL VOTE

Yes – Legislators Huttleston, Monell, Case, Roberts, Standinger, Sullivan, Weston, and Hollenbeck.

No – None.

Absent – Legislator Sauerbrey.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Standinger.

REFERRED TO: FINANCE COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 224-15 *AUTHORIZE APPOINTMENT OF
ACCOUNTANT
TREASURER'S OFFICE*

WHEREAS: A vacancy currently exists for an Accountant position in the Tioga County Treasurer's office; and

WHEREAS: After conducting interviews, the Treasurer has identified a qualified candidate for this position; and

WHEREAS: The Treasurer has determined said candidate's experience to be equivalent to the former incumbent's and would like to offer similar compensation to his selected candidate; therefore be it

RESOLVED: That the Tioga County Treasurer is hereby authorized to provisionally appoint Thomas Blumenthal to the position of Accountant retroactive to September 14, 2015, at an annual non-union salary of \$42,000, pending the outcome of a civil service examination; and be it further

RESOLVED: In accordance with Policy 44, Mr. Blumenthal shall not receive a salary increase on January 1, 2016, and instead he will be evaluated within 6 months in order to determine any salary increase at that time.

ROLL CALL VOTE

Yes – Legislators Huttleston, Monell, Case, Roberts, Standinger, Sullivan, Weston, and Hollenbeck.

No – None.

Absent – Legislator Sauerbrey.

RESOLUTION ADOPTED.

Legislator Hollenbeck made a motion to have the following late-filed resolutions considered, seconded by Legislator Monell and carried.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO:

LEGISLATIVE COMMITTEE

RESOLUTION NO. 225-15

*AUTHORIZE APPOINTMENT OF 1st
ASSISTANT DISTRICT ATTORNEY
DISTRICT ATTORNEY'S OFFICE*

WHEREAS: The 1st Assistant District Attorney has announced his resignation effective September 18, 2015; and

WHEREAS: In order to maintain office efficiencies, the District Attorney seeks to immediately fill this vacancy by promoting the 2nd District Attorney to the position; therefore be it

RESOLVED: That the Tioga County District Attorney is hereby authorized to appoint Cheryl A. Mancini to the position of 1st Assistant District Attorney at an annual salary of \$60,000 effective September 21, 2015.

ROLL CALL VOTE

Yes – Legislators Huttleston, Monell, Case, Roberts, Standinger, Sullivan, Weston, and Hollenbeck.

No – None.

Absent – Legislator Sauerbrey.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: FINANCE/LEGAL

RESOLUTION NO. 226-15 TRANSFER OF FUNDS
LIABILITY FUND

WHEREAS: The Treasurer's Office received invoices for Flood Insurance renewal for several buildings and expects to receive additional invoices; and

WHEREAS: The Unallocated Insurance Account CI1910.40 has limited unexpended funds of \$2,210.13 from the 2015 budget and is unable to process current invoices and those not yet billed; and

WHEREAS: The funding is available in the Insurance Judgement and Claims account CI1930.40; and

WHEREAS: The Renewal Premiums have increased and are due and payable when billed and such policies will expire on 10/30/15; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the following transfer:

FROM: CI1930.40-270	Judgements and Claims	\$10,103.87
---------------------	-----------------------	-------------

TO: CI1910.40-270	Unallocated Insurance	\$10,103.87
-------------------	-----------------------	-------------

ROLL CALL VOTE

Yes – Legislators Huttleston, Monell, Case, Roberts, Standinger, Sullivan, Weston, and Hollenbeck.

No – None.

Absent – Legislator Sauerbrey.

RESOLUTION ADOPTED.

The meeting was adjourned at 6:19 P.M.

*Tenth Regular Meeting
October 13, 2015*

The Tenth Regular Meeting of 2015 was held on October 13, 2015 and was called to order by the Chair at 12:11 P.M. All Legislative members were present.

Chair Sauerbrey asked Legislator Monell for a moment of prayer. "Lord we thank you for this another time that we can meet together. We pray that you would be with each one that is here today. We thank you Lord for the opportunity that we have to serve our constituents of this County and we pray that you would be with the decisions that we make. Help us to do so in a manner that would be pleasing to you and to our constituents."

Legislator Monell led all Legislators and those in attendance in the Pledge of Allegiance.

There was 1 person in attendance.

Chair Sauerbrey noted the following two Proclamations:

County of Tioga
EXECUTIVE PROCLAMATION

WHEREAS: A woman receives a diagnosis of breast cancer every two minutes, making this disease the most frequently diagnosed cancer among women in the U.S., other than skin cancers; and

WHEREAS: Through research and advocacy, significant advances have been made in the fight against breast cancer, including an increase in five-year relative survival rates for localized breast cancer from 74 percent to 98 percent; and

WHEREAS: The 2.5 million breast cancer survivors living in the U.S. today are a testament to courage, as well as to the importance of promoting awareness about breast cancer, providing information, funding research, following recommended screening guidelines, and offering treatment to those who are affected; and

WHEREAS: Various organizations are spreading breast cancer awareness to both women and men through outreach, education, and screening programs, and have empowered women with the life-saving message of early detection and the importance of having annual mammograms; and the County of Tioga would like to support and encourage these ongoing efforts on behalf of our citizens, and

WHEREAS: Throughout the month of October, women are encouraged to make a renewed commitment to following recommended screening guidelines and to make a mammogram appointment; and

WHEREAS: Throughout the month of October, organizations and health practitioners in Tioga County are encouraged to use this opportunity to promote awareness about breast cancer and proper breast health, and to encourage annual mammograms; and

WHEREAS: Public officials and citizens of Tioga County are urged to observe this month with appropriate activities and programs that encourage annual mammograms; and

WHEREAS: The County of Tioga recognizes the importance of working together and supporting events such as Breast Cancer Awareness Month; therefore be it

RESOLVED: That the TIOGA COUNTY LEGISLATURE, County of Tioga, does hereby proclaim the month of October 2015 as

BREAST CANCER AWARENESS MONTH

and urges all residents to take steps to get life-saving mammograms and educate themselves, their families, and the community about breast cancer.

PROCLAMATION

WHEREAS: Tioga United Way continues to service the needs of the community through funding of 31 agencies within Tioga County, benefiting all segments of Tioga County's population; and

WHEREAS: The Waverly Community Chest continues to service the needs of the community through funding of 15 agencies, benefiting the residents of Waverly and surrounding communities; and

WHEREAS: Without this support of Tioga United Way and Waverly Community Chest, these agencies would not be able to continue the support to our community; and

WHEREAS: The goal for the 2016 United Way Campaign is \$287,000; and

WHEREAS: The goal for the 2016 Waverly Community Chest is \$31,000; and

WHEREAS: The employees of the Tioga County Government represent a potentially substantial number of contributors for this campaign; and

WHEREAS: The Tioga County Legislature supports the work of the Tioga United Way; now therefore

THE TIOGA COUNTY LEGISLATURE does hereby proclaim and designate the month of October

TIOGA COUNTY UNITED WAY MONTH
AND
WAVERLY COMMUNITY CHEST MONTH

In the County of Tioga, New York, and call upon all of its employees and all members of the community at large to support this effort.

There was no privilege of the floor.

The list of audited bills was submitted and is summarized as follows:

<u>Code</u>	<u>Description</u>	<u>Equipment</u>	<u>Expense</u>
A1010	Legislative Board		126.19
A1165	District Attorney		314.09
A1170	Public Defender		1,980.66
A1172	Assigned Counsel		7,784.00
A1185	Medical Examiners/Coroners		2,792.62
A1325	Treasurer		348.17
A1355	Assessments		2,461.53
A1364	Expense of County Owned Property		41.94
A1410	County Clerk		852.68
A1411	Department of Motor Vehicles		135.72
A1420	Law		4,122.20
A1430	Personnel		8,907.50
A1450	Elections		142.66
A1620	Buildings	76.11	42,451.29
A1621	Buildings		17,121.20
A1680	Information Technology		13,996.13
A2490	Community College Tuition		8,981.32
A2960	Education of Handicapped Children		126,856.50
A3020	Public Safety Comm E911 System		4,429.64
A3110	Sheriff		9,619.24
A3140	Probation		11.00
A3146	Sex Offender Program		10,320.00
A3150	Jail		71,669.73
A3315	Special Traffic Program		500.00
A3410	Fire		2,722.23
A3640	Emergency Mgmt Office		292.49

A4011	Public Health Administration		3,650.33
A4012	Public Health Education		7.50
A4042	Rabies Control		1,184.62
A4044	Early Intervention		1,208.76
A4050	Healthy Neighborhood Program		937.03
A4064	Managed Care-Dental Services	50.47	16,986.59
A4070	Disease Control		3,349.48
A4090	Environmental Health		225.57
A4210	Alcohol and Drug Services		1,269.18
A4309	Mental Hygiene Co Admin	99.99	4,423.52
A4310	Mental Health Clinic		7,221.21
A4320	Crisis Intervention Services		460.74
A4321	Intensive Case Management		561.05
A5630	Bus Operations		26,600.86
A6010	Social Services Administration		72,247.04
A6422	Economic Development		250.00
A6510	Veterans' Service		51.63
A6610	Sealer of Weights and Measures		317.58
A7180	Snowmobile Grant Program		10,936.76
A8020	Planning		50.00
A9060	Health Insurance		3,053.97
SOLID WASTE FUND			199,557.06
SPECIAL GRANT FUND			8,481.69
LIABILITY INSURANCE FUND			25,766.30
COUNTY ROAD FUND			42,868.11
CAPITAL FUND			1,106,522.02
SELF-INSURANCE FUND			<u>1,350.00</u>
GRAND TOTAL			\$ 1,878,745.90

Legislator Hollenbeck made a motion to approve the minutes of September 15, 2015, seconded by Legislator Monell, and carried.

Chair Sauerbrey stated that all Legislative Committees met this month and the minutes are or will be on file with the Clerk of the Legislature.

Legislator Standinger moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO

HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 227-15

*ABOLISH LEGISLATIVE COMMITTEES (3):
PROFESSIONAL ADVISORY/UTILIZATION REVIEW
FOR CERTIFIED HOME HEALTH AGENCY, LONG-
TERM HOME HEALTH CARE PROGRAM, &
LICENSED HOME CARE SERVICES AGENCY
HEALTH DEPARTMENT*

WHEREAS: The Professional Advisory/Utilization Review Committee (PAC/UR) for the Certified Home Health Care Agency (CHHA) and the Long Term Home Health Care Program (LTHHCP) were formed per Section 763.11 (12-14-3b) of Title 10 of New York State Codes Rules and Regulations; and

WHEREAS: The Public Health Department ceased operations of the CHHA and the LTHHCP in August of 2014; and

WHEREAS: The remaining Licensed Home Care Services Agency (LHCSA) is not governed by the above Codes Rules and Regulations; and

WHEREAS: The LHCSA PAC/UR is being re-organized as a Quality Assurance/Quality Improvement Committee with oversight by the Tioga County Board of Health; therefore be it

RESOLVED: That the following Legislative Committees be abolished effective October 14, 2015:

Professional Advisory/Utilization Review Committee
Certified Home Health Agency

Professional Advisory/Utilization Review Committee Long
Term Home Health Care Program

Professional Advisory/Utilization Review Committee Licensed
Home Care Service Agency

ROLL CALL VOTE

Yes – Legislators Monell, Sauerbrey, Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, and Huttleston.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Case.

REFERRED TO:

FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 228–15

*REQUEST FOR TRANSFER OF FUNDS
DISTRICT ATTORNEY*

WHEREAS: The District Attorney's Office has a need for three (3) new office chairs; and

WHEREAS: The District Attorney's budget does not have funds in their equipment account; therefore be it

RESOLVED: That the following sums be transferred from within the District Attorney's budget to cover the costs of the chairs:

From: A1165.40-280 District Attorney (Investigations) \$250.00

To: A1165.20-70 District Attorney (chairs/office furniture) \$250.00

ROLL CALL VOTE

Yes – Legislators Monell, Sauerbrey, Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, and Huttleston.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: PUBLIC WORKS
FINANCE

RESOLUTION NO. 229-15 TRANSFER FUNDS FOR ROAD SALT
PUBLIC WORKS

WHEREAS: Due to the low fuel costs the Road Machinery account DM5130.40 use code 220 (Automobile Fuel) has a surplus; and

WHEREAS: The County Road Fund account D5110.40 use code 602 (Road Salt) is short of funds due to the severe weather in the beginning of the year; and

WHEREAS: Our road salt supply is low due to the severe weather in the beginning of the year; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the following transfer:

FROM:	DM5130.40-220 Road Machinery (auto fuel)	\$15,000
TO:	DM9901.91 Transfer to County Road Fund	\$15,000
FROM:	D5031 Interfund Transfer	\$15,000
TO:	D5110.40-602 County Road Fund (cinders/salt)	\$15,000

ROLL CALL VOTE

Yes – Legislators Monell, Sauerbrey, Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, and Huttleston.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 230-15 ADOPT LOCAL LAW NO. 6 OF 2015

WHEREAS: A public hearing was held on August 6, 2015, following due notice thereof to consider the adoption of Local Law Introductory No. E of the Year 2015 A local law repealing Local Law No. 1 of 1968, enacted May 27, 1968, as amended, which imposed sales and compensating use taxes on sales and uses of tangible personal property and on certain services, and on occupancy of hotel rooms and amusement charges, pursuant to the authority of Section 1210 of Article 29 of the Tax Law of the State of New York, such taxes being repealed to be recodified and reimposed by a resolution that shall be adopted on the same date that this repealer Local Law is adopted and such resolution shall take effect on the same date that this repealer Local Law takes effect.

WHEREAS: It is in the best interests of the residents of Tioga County to adopt such Local Law which will Local Law No. 6 of 2015; therefore be it

RESOLVED: That the following Local Law be and hereby is adopted;

County of Tioga

Local Law No. 6 of the Year 2015.

A Local Law repealing Local Law No. 1 of 1968, enacted May 27, 1968, as amended, which imposed sales and compensating use taxes on sales and uses of tangible personal property and on certain services, and on occupancy of hotel rooms and amusement charges, pursuant to the authority of Section 1210 of Article 29 of the Tax Law of the State of New York, such taxes being repealed to be recodified and reimposed by a resolution that shall be adopted on the same date that this repealer Local Law is adopted and such resolution shall take effect on the same date that this repealer Local Law takes effect.

Be It Enacted by the Legislature of the County of Tioga as follows:

SECTION 1: Local Law No. 1 of 1968, enacted May 27, 1968, which imposed sales and compensating use taxes, as amended, is hereby REPEALED.

SECTION 2: Notwithstanding the repeal of such Local Law No. 1 of 1968 by this Local Law, all provisions of such Local Law No. 1 of 1968, in respect to the imposition, exemption, assessment, payment, payment over, determination, collection, and credit or refund of taxes imposed thereunder, the filing of forms and returns, the preservation of records for the purposes of such taxes, the secrecy of returns, the disposition of revenues, and the civil and criminal penalties applicable to the violation of the provisions of such Local Law, shall continue in full force and effect with respect to all such taxes accrued up to December 1, 2015; all actions and proceedings, civil or criminal, commenced or authorized to be commenced under or by virtue of any provision of such Local

Law No. 1 so repealed, and pending or able to be commenced immediately prior to the taking effect of such repeal, may be commenced, prosecuted and defended to final effect in the same manner as they might if such provisions were not so repealed; and the provisions of the resolution effective December 1, 2015, recodifying and reimposing the taxes imposed by such Local Law No. 1, shall be construed as a continuation of the provisions of Local Law No. 1, modified or amended according to the language employed, and not as an enactment of new taxes, other than the additional one percent rate of such taxes imposed for the period commencing December 1, 2015, and ending November 30, 2017.

SECTION 3: This enactment shall take effect December 1, 2015.

And be it further

RESOLVED: That the Clerk of the Legislature be and hereby is directed, pursuant to Local Law No. 4 of 1992, to cause to be published in the official newspapers of the County of Tioga a synopsis of such Local Law, such synopsis to be within ten days after adoption of the Local Law; and be it further

RESOLVED: That the Clerk of the Legislature be and hereby is directed within five days after adoption of such Local Law to cause the Local Law to be filed as required by the Municipal Home Rule Law Section 27.

ROLL CALL VOTE

Yes – Legislators Monell, Sauerbrey, Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, and Huttleston.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO:

FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 231-15

RESOLUTION OF THE LEGISLATURE OF TIOGA COUNTY, RECODIFYING AND REIMPOSING GENERAL SALES AND COMPENSATING USE TAXES IMPOSED AT THE RATE OF THREE PERCENT BY LOCAL LAW NO. 1 OF 1968, ENACTED MAY 27, 1968, AS AMENDED, AND ALSO IMPOSING AN ADDITIONAL ONE PERCENT RATE OF SUCH TAXES FOR A PERIOD OF TWO YEARS, PURSUANT TO THE AUTHORITY OF SECTION 1210 OF ARTICLE 29 OF THE TAX LAW OF THE STATE OF NEW YORK.

BE IT ENACTED by the Legislature of Tioga County, as follows:

SECTION 1: Imposition of general sales and compensating use taxes. There are hereby imposed in this county and there shall be paid all of the sales and compensating use taxes described in Article Twenty-eight of the New York Tax Law as authorized by subdivision (a) of section twelve hundred ten of the Tax Law, at the rate of three percent. In addition to those taxes imposed at the rate of three percent, there are hereby imposed in this county and there shall be paid such sales and compensating use taxes at the additional rate of one percent, for the period commencing December 1, 2015, and ending November 30, 2017.

SECTION 2: Local options - Application of special provisions. Notwithstanding any contrary provision of this enactment or other law:

(a) Motor fuel and diesel motor fuel described in subdivision (m) of section eleven hundred eleven of the Tax Law shall not be taxed at a rate of cents per gallon.

(b) The clothing and footwear exemption described in paragraph thirty of subdivision (a) of section eleven hundred fifteen of the Tax Law shall apply to the taxes imposed by this enactment.

(c) The residential solar energy systems equipment, installation service, and electricity exemptions described in subdivision (ee) of section eleven hundred fifteen of the Tax Law shall not apply to the taxes imposed by this enactment.

(d) The commercial solar energy systems equipment, installation service, and electricity exemptions described in subdivision (ii) of section eleven hundred fifteen of the Tax Law shall not apply to the taxes imposed by this enactment.

(e) The empire zone refund and credit described in clause six of subdivision (a) of section eleven hundred nineteen of the Tax Law shall not apply to the taxes imposed by this enactment.

(f) The qualified empire zone enterprise refund and credit described in subdivision (d) of section eleven hundred nineteen of the Tax Law shall not apply to the taxes imposed by this enactment.

(g) Residential energy sources and services described in paragraph three of subdivision (a) of section twelve hundred ten of the Tax Law shall be subject to the taxes imposed by this enactment at the rate of three percent, but exempt from the additional taxes imposed at the rate of one percent.

SECTION 3: Taxes in addition to others. The taxes imposed by this enactment are in addition to any and all other taxes authorized or imposed under any other provision of law.

SECTION 4: Administration of taxes. The taxes imposed by this enactment shall be administered and collected by the State Commissioner of Taxation and Finance as provided in Articles Twenty-eight and Twenty-nine of the Tax Law.

SECTION 5: Applicability of state law to taxes imposed by this enactment. The provisions of Articles Twenty-eight and Twenty-nine of the Tax Law and any provision of the Tax Law or other law that applies to Article Twenty-eight or Twenty-nine, relating or applicable to the taxes imposed by this enactment, including the applicable definitions, transitional provisions, limitations, special provisions, exemptions, exclusions, refunds, credits, and administrative provisions, so far as those provisions can be made applicable to the taxes imposed by this enactment, shall apply to the taxes imposed by this enactment with the same force and effect as if those provisions had been incorporated in full into this enactment and had expressly referred to the taxes imposed by this enactment, except to the extent that any of those provisions is either inconsistent with or not relevant to the taxes imposed by this enactment.

SECTION 6: Allocation and distribution of net collections. Pursuant to section 1262 of the Tax Law:

(a) The county shall set aside for county purposes two-thirds of the net collections from the taxes imposed by this enactment at the rate of three percent.

(b) The county shall set aside for educational purposes none of the net collections from the taxes imposed by this enactment.

(c)(1) The county shall allocate quarterly to the towns in the county one-third of the net collections from the taxes imposed by this enactment at the rate of three percent. Such net collections shall be allocated to the towns in proportion to their respective populations, determined in accordance with the latest decennial federal census or special population census taken pursuant to

section twenty of the New York General Municipal Law completed and published prior to the end of the quarter for which the allocation is made, which special census must include the entire area of the county.

(2) The amount so allocated to the towns shall be applied first to reduce county taxes levied upon real property in the towns. Any balance remaining shall then be applied to reduce general town taxes levied upon real property in the towns.

(3) Any town, by local law, ordinance or resolution, however, may provide that all or any specified part of the amounts which would be so applied to reduce the county taxes and general town taxes levied upon real property in such town shall be paid directly to such town to be used for any town purpose.

(4) If any village, by local law, ordinance or resolution shall so provide, the amounts which would be so applied to reduce the county and general town taxes levied upon real property in such village shall be paid directly to such village in lieu of such tax reduction. Where any village has elected to be paid directly as provided in this subdivision, the amount to be paid to such village shall be determined by the ratio that the full valuation of real property in the village or portion thereof within the town in which such village is located bears to the full valuation of real property in the entire town.

(5) If a village wholly or partially within a town has so elected to be paid directly, but the town in which such village is located has not so elected, the amount allocated to the town in which such village is wholly or partially situated shall be applied to reduce county taxes and general town taxes in the area of the town outside such village. If the amount allocated to a town exceeds the amount of the county taxes and general town taxes levied upon real property in the town, the excess shall be apportioned between the town and each village, if any, wholly or partially situated therein, in the ratios that the full valuation of real property in each such village or portion thereof within the town, and the full valuation of real property in the portion of the town outside of such village or villages, respectively, bear to the aggregate full valuation of the entire town. The share of each such village shall be paid directly to such village. The share of the town shall be applied, first, to reduce taxes levied for part-town activities, and any balance remaining shall be paid directly to the town, to be used only for part-town activities.

(6) If a town and all the villages therein shall have elected to be paid directly as provided in this subdivision, the share of such town shall be applied to reduce taxes levied for part-town activities, and any balance remaining or portion thereof, in the discretion of the town board, may be applied to reduce general town taxes, county taxes levied in the area of the town outside of such villages or may be used for part-town activities, or any combination thereof.

(7) If a town containing more than one village shall have elected to be paid directly and one or more but not all of the villages shall have also elected to be paid directly, the share of the town shall be applied to reduce general town taxes levied in the area of the town outside of the village or villages that

have so elected, and any balance remaining or portion thereof, in the discretion of the town board, may be applied to reduce county taxes levied in the area of the town outside of such village or villages.

(8) The amount to be applied in reduction of county taxes and general town taxes in each town shall be determined on the basis of the respective populations of the several towns in the county, determined in accordance with the latest federal census or special population census taken pursuant to section twenty of the General Municipal Law, completed and published prior to the end of the quarter for which the allocation is made, which special census must include the entire area of the county.

(9) Any local law, ordinance or resolution enacted by a town or village pursuant to this subdivision shall only be effective for the calendar year or years subsequent to its enactment and, further, shall only be effective if it is mailed by registered or certified mail to the chief fiscal officer of the county before the first day of September preceding the calendar year for which the election is made by such local law, ordinance or resolution. Such local law, ordinance or resolution shall remain in effect for subsequent calendar years until rescinded by local law, ordinance or resolution, but the enactment shall rescind the election only if it is mailed, in the same manner already provided for in this subdivision, to the chief fiscal officer of the county before the first day of September preceding the calendar year for which the rescission is to apply.

(10) The foregoing provisions notwithstanding, where the county imposes a sales and use tax to be effective on a date after the adoption of its budget but within the fiscal year for which such budget has been adopted, and the estimated revenues from such tax include an amount not set aside for county purposes or educational purposes, and such amount has not been included in budget revenues for such fiscal year for allocation in reduction of taxes on real property as provided in this subdivision, a local law, ordinance or resolution enacted by a town or village pursuant to this subdivision shall be effective as of the effective date of such tax if mailed by registered or certified mail to the chief fiscal officer of the county within thirty days after the enactment by the county of the local law, ordinance or resolution imposing such tax.

(d) The county shall set aside for county purposes one hundred percent of the net collections from the taxes imposed by this enactment at the additional rate of one percent.

(e) As used in this enactment the following terms shall mean or include:

(1) Net Collections. The moneys collected from the taxes imposed by this enactment, after deducting therefrom expenses of administration and collection and amounts refunded or to be refunded as described in Tax Law section twelve hundred sixty-one (b).

(2) General town taxes. Taxes levied for any town purpose, including highways, upon the entire area of a town.

(3) Full valuation of real property. The assessed valuation of real property divided by the equalization rate as determined in accordance with Article Eight of the New York Real Property Tax Law.

(4) Part-town activities. Activities of town government, including highway programs, which are chargeable to the area of the town outside of villages, exclusive of special district purposes, unless such special district is a fire protection district coterminous with the area of a town outside of villages.

SECTION 7: Deposit and use of revenues. Except as otherwise provided by this enactment or other law, net collections received by the county from the taxes imposed by this enactment shall be paid into the treasury of the county and shall be credited to and deposited in the general fund thereof and, unless restricted by local law, ordinance, or resolution to a specified purpose or purposes, shall be available for any county purpose of the county. Notwithstanding the foregoing, the county shall deposit one-half of the net collections from the additional one percent rate of sales and compensating use taxes imposed by this enactment in a capital reserves fund, and the county shall make disbursements from such capital reserves fund solely for the purposes of capital projects and repaying any debts incurred for such capital projects in the county. Expenditures from the proceeds of any such taxes shall not be considered as part of the cost of government within the meaning of any limitation on expenditures contained in any general, special, or local law applicable to this county.

SECTION 8: Severability. If any provision of this enactment or the application thereof, for any reason, shall be finally adjudged by any court of competent jurisdiction to be invalid, such judgment shall not affect, impair, or invalidate the remainder of this enactment, but shall be confined in its operation to the provision thereof directly involved in the controversy in which such judgment shall have been rendered and the application of that provision to other persons or circumstances shall not be affected by that judgment.

SECTION 9: Effective date. This enactment shall take effect December 1, 2015.

ROLL CALL VOTE

Yes – Legislators Monell, Sauerbrey, Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, and Huttleston.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Weston moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO PUBLIC SAFETY COMMITTEE

RESOLUTION NO. 232-15 APPROVE 2016 STOPDWI PLAN

WHEREAS: The New York State Governor's Traffic Safety Committee (GTSC) requires Counties to submit an annual STOP DWI Plan by October 1st, for the use of monies collected under the STOP DWI Program; and

WHEREAS: The STOP DWI Coordinator has submitted a 2016 STOP DWI Plan to the Tioga County Legislature for approval; be it therefore

RESOLVED: That the Tioga County Legislature hereby approves the 2016 STOP DWI Plan including the following budgeted appropriations:

Enforcement	\$33,000
Prosecution Related	\$14,000
Probation	\$18,427
Rehabilitation	\$13,000
PI&E	\$11,000
Administration	<u>\$ 5,450</u>
	\$94,877

ROLL CALL VOTE

Yes – Legislators Monell, Sauerbrey, Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, and Huttleston.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Huttleston moved for the adoption of the following resolution, seconded by Legislator Standinger.

REFERRED TO: ADMINISTRATIVE SERVICES COMMITTEE

RESOLUTION NO. 233-15 AUTHORIZE 2016 TAX MAP MAINTENANCE CONTRACT

RESOLVED: That the Chair of the Tioga County Legislature, hereby is authorized to enter into a Tioga County tax map maintenance contract with MRB Group, for the calendar year 2016 for an annual charge of \$31,000. Payable monthly, which contract will provide for straight transfers, transfer splits, filed maps and surveys, revision forms, tax map revisions, inquiries, contract revision and fee, all subject to the approval of the County Attorney.

ROLL CALL VOTE

Yes – Legislators Monell, Sauerbrey, Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, and Huttleston.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Case.

REFERRED TO:

PUBLIC WORKS

RESOLUTION NO. 234-15

*AUTHORIZE PURCHASE OF
PROPERTY FROM LOU ETTA RUSSELL AT 465
STATE RTE. 96 TOWN OF TIOGA
FOR \$1.00*

WHEREAS: The Tioga County Highway Dept. would like to develop a safer exit for tandem dump trucks to use at the Tioga Highway Department garages, located at 477 State Rte. 96, Town of Tioga; and

WHEREAS: Two parcels of land that border the Tioga Highway Department garages have become available and could be used for such an exit; and

WHEREAS: The property located at 461 Rte. 96 has been acquired by Tioga County through a tax foreclosure proceeding; and

WHEREAS: Lou Etta Russell has offered to sell to Tioga County her parcel located at 465 State Rte. 96, Town of Tioga for \$1.00; and

WHEREAS: The acquisition of the both of these parcels serves a lawful County purpose; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the purchase of the property at 465 State Rte. 96 in the Town of Tioga from Lou Etta Russell for \$1.00.

ROLL CALL VOTE

Yes – Legislators Monell, Sauerbrey, Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, and Huttleston.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Sullivan moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: PERSONNEL COMMITTEE
LEGISLATIVE WORKSESSION

RESOLUTION NO. 235-15 AMEND COUNTY POLICY 1;
SECTION VIII: FILLING VACANCIES

WHEREAS: County Policy 1, Section VIII: Filling Vacancies outlines the process required when filling full-time and part-time vacancies under various circumstances; and

WHEREAS: The Personnel Department conducts new hire orientations, the scheduled dates of which are established and shared with all departments at the beginning of each calendar year; and

WHEREAS: Over the past several years while the Hiring Delays were in effect, Personnel has accommodated requests for orientations to be conducted outside the normal schedule; and

WHEREAS: The orientations are very time consuming and require significant coordination, and now that the Hiring Delay has been lifted Personnel prefers that orientations be done only on the scheduled dates, to the extent possible; and

WHEREAS: It is recognized that circumstances may arise occasionally making an exception necessary; therefore be it

RESOLVED: That County Policy 1, Section VIII: Filling Vacancies be amended to include a new sub-section D as follows:

D. New Hire Orientations:

Orientations for new hires are scheduled by the Personnel Department, in consideration of the timing of payrolls. Departments shall coordinate the hiring of new employees with the start of a new pay period, to the extent possible. Request for an exception and the reason therefore may be submitted to Personnel for consideration.

And be it further

RESOLVED: That the remainder of Policy 1 shall be unchanged.

ROLL CALL VOTE

Yes – Legislators Monell, Sauerbrey, Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, and Huttleston.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Sullivan moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: LEGISLATIVE WORKSESSION

RESOLUTION NO. 236–15 *AMEND POLICY 23
PURCHASING AND PAYMENT POLICY*

WHEREAS: Policy 23 Purchasing and Payment Policy Section VI Accounts Payable needs to be amended to reflect changes regarding new Financial Management Accounting System; therefore be it

RESOLVED: That Policy 23 Purchasing and Payment Policy Section VI Accounts Payable be amended as follows:

VI: ACCOUNTS PAYABLE

There shall be a County Auditor appointed by the Legislature to review and release for payment any and all purchase orders. The County Auditor shall not be associated with the Treasurer's Office.

Effective November 1, 2015 Tioga County is moving to a new financial system with Tyler Technologies called "Munis", thus initiating changes to accounts payable processing.

Requisitions and purchase orders are used in Tioga County for any and all purchases, other than purchasing cards, by Tioga County Departments. The purpose of the requisition/purchase order system is to maintain budgetary control on the spending of all approved budget items, both at a department and legislative level.

A requisition should be processed for goods and services. It is the individual department head's responsibility to insure that expenditures are within the budgetary appropriations and contract parameters to ensure that the proper department account is charged.

The requisition provides the authority to purchase goods and services as well as the necessary authority to pay vendor claims and proof of tax-exempt sales. Requisitions are entered into Munis by each Department and then released for a purchase order. Each department verifies the following before issuing a requisition:

- Vendor/vendor number
- Contract/resolution/quotation information
- Comments/special instructions
- Description of goods and services being ordered
- Quantity/unit of measure
- Unit price/extension and total cost
- Commodity codes/budget codes

IN ALL INSTANCES PRACTICAL, BLANKET REQUISITIONS MUST BE COMPLETED BEFORE A PURCHASE IS MADE.

Blanket Requisitions that are to be released for a purchase order – A blanket requisition (that is released for a purchase order) that is created for products or services that are purchased on an “as needed” basis from a vendor throughout the year where the dollar value will vary for each purchase. It also may be used for annual contracts for various departments and any other purchases that are recurring that a department may have.

Any increase in the dollar amount of a requisition over 10% or \$100.00 that has been released for a BPO from the original issue amount will need a Purchase Order Change Order with explanation in Munis, which will go through workflow. The County Auditor will then make a determination to approve said increase or deny.

Should there be insufficient funds available, departments must do a budget transfer in Munis and secure all the necessary approvals before the order can be processed.

After a requisition has been entered, a purchase order created, and upon receipt of goods and services, the department enters the billing information into Munis with the exact quantity received. As standard business practice, all county vendors are entitled to prompt payment; therefore receipts should be processed on a day-to-day basis. The “credit line” of Tioga County suffers inexcusable harm due to late payments to vendors.

Department of Labor – Notice to Withhold Payment – On occasion the New York State Department of Labor, Bureau of Public Works upon receiving complaints for non-payment of prevailing wages shall direct the County to withhold monies due to a vendor. The original notice is forwarded to the Commissioner of Public Works, a copy is kept with the Auditor, and a copy forwarded to the Treasurer’s Office. These monies are held until notification is received from the Department of Labor on how they are to be disbursed.

There are certain expenditures for which the processing of a requisition and purchase order is not feasible. A one-time payment is used for these transactions and can be done through Munis with workflow through the Treasurer’s Office in conjunction with the County Auditor. A one-time payment request form shall be filled out by the Department and signed (form located on Tioga SharePoint), sent to the County Auditor for review, approval, and signature, and then forwarded to the Treasurer’s Office for signature and check disbursement.

Effective November 1, 2015 requisitions (formerly referred to as purchase orders) for \$10,000 and over that required an authorization for purchase requiring committee approval has been eliminated and if funds are in adopted budget can flow through Munis process. If funds are not in adopted budget and require budget modification, please refer to process in Financial Guidelines located on the Tioga County Intranet Portal.

and be it further

RESOLVED: That the remainder of Policy 23 Purchasing and Payment Policy shall remain in full force and effect.

ROLL CALL VOTE

Yes – Legislators Monell, Sauerbrey, Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, and Huttleston.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Sullivan moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: INFORMATION TECHNOLOGY COMMITTEE

RESOLUTION NO. 237-15 *AMEND, REPLACE AND RENAME
POLICY 43
TIOGA COUNTY'S NETWORK
POLICIES AND PROCEDURES*

WHEREAS: Policy 43 Tioga County's Network Policies and Procedure needs to be amended, replaced and renamed in whole; and

WHEREAS: There was a committee that reviewed Policy 43 and made recommendations that Policy 43 should be amended in its entirety, replaced and renamed to be a Comprehensive Information Security Policy; and

WHEREAS: Directors reviewed the new policy to be adopted and had a chance to offer input; therefore be it

RESOLVED: That Policy 43 be amended in its entirety, replaced and renamed as follows:

POLICY 43



**Tioga County, New York
Comprehensive Information Security Policy
Policies, Procedures, and Standards for Information Security**

I. PURPOSE	362
II. GENERAL PROVISIONS	362
A. DEFINITIONS	362
1. <i>Confidential Data</i>	362
2. <i>Data Custodian</i>	362
3. <i>Data Owner</i>	362
4. <i>End User</i>	362
5. <i>High Risk Data</i>	363
6. <i>Information Security Officer</i>	363
7. <i>Public Data</i>	363
B. BREACH POLICY FOR HIGH RISK AND CONFIDENTIAL DATA.....	363
C. FACILITY SECURITY PLAN	363
D. CONTINGENCY OPERATIONS.....	364
E. DATA SECURITY POLICY.....	364
F. DATA CLASSIFICATION.....	364
III. AUDIENCE – LEGISLATURE	365
A. GENERAL	365
B. EVALUATION.....	365
IV. AUDIENCE – END USER	365
A. SANCTION POLICY	365
B. EXPECTATION OF PRIVACY	365
C. INTELLECTUAL PROPERTY - LEGAL OWNERSHIP	365
D. PASSWORDS	366
E. ACCEPTABLE USE - GENERAL.....	366
F. ACCEPTABLE USE – E-MAIL	367
G. ACCEPTABLE USE – INTERNET.....	368
H. ACCEPTABLE USE – VPN (VIRTUAL PRIVATE NETWORK) OR OTHER REMOTE ACCESS.....	369
I. ACCEPTABLE USE – CELLULAR PHONES AND OTHER WIRELESS DEVICES	369
J. WORKING FROM HOME OR OTHER REMOTE SITES.....	369
K. REMOTE OFFICE SECURITY.....	371
L. HANDLING OF SENSITIVE INFORMATION.....	371
M. SECURITY INCIDENT REPORTING PROCEDURE.....	371
N. WORKSTATION SECURITY	372
1. <i>General</i>	372
2. <i>Removable Media</i>	372
3. <i>Media Disposal</i>	372
4. <i>Media Reuse</i>	373
5. <i>Data Backup and Storage</i>	373
O. PRINTING	373
P. DATA RESTORATION	373
V. AUDIENCE – DEPARTMENT HEADS \ SUPERVISORS	373
A. AUTHORIZATION AND SUPERVISION	373
B. WORKFORCE CLEARANCE PROCEDURES	373
C. TERMINATION \ SEPARATION PROCEDURES	374
D. ACCESS AUTHORIZATION, ESTABLISHMENT & MODIFICATION	374

E.	DEPARTMENTAL SECURITY TRAINING	374
F.	BUSINESS ASSOCIATE AGREEMENT	375
G.	APPLICATION LEVEL AUTHENTICATION, LOGGING AND INTEGRITY CONTROLS ON HIGH RISK DATA	375
H.	KEYS AND SWIPE CARDS	375
VI. AUDIENCE – ITCS DEPARTMENT.....		376
A.	DATA NETWORK CONFIGURATION	376
1.	<i>Firewalls</i>	376
2.	<i>Time Synchronization</i>	376
3.	<i>Passwords</i>	376
4.	<i>Automatic Logoff & Screensavers</i>	376
5.	<i>Login Banners</i>	376
6.	<i>Security Reminders</i>	376
7.	<i>Protection from Malicious Software</i>	377
8.	<i>Login Monitoring</i>	377
9.	<i>Server and Network Infrastructure Device Security</i>	377
10.	<i>Server File System Security</i>	377
11.	<i>Workstation System Security</i>	377
B.	NETWORK FOLDER CONFIGURATION	378
1.	<i>Home Folders</i>	378
2.	<i>Shared Folders</i>	378
3.	<i>Application Folders</i>	378
C.	NETWORK INTRUSION, VIRUS OR MALICIOUS SOFTWARE OUTBREAK	378
D.	DATA BACKUP PLAN	378
E.	DISASTER RECOVERY AND EMERGENCY MODE OPERATION PLANS	379
F.	DISASTER TESTING AND REVISION PROCEDURE	380
G.	DETERMINING DATA CRITICALITY	380
H.	CRITICAL SYSTEMS, APPLICATIONS AND DATA	381
1.	<i>General</i>	381
2.	<i>Emergency Access Procedures for Critical Systems and Data</i>	381
I.	MAINTENANCE WINDOWS	382
J.	ACCESS CONTROL	382
1.	<i>Unique User Identification</i>	382
2.	<i>Emergency Access Procedure</i>	Error! Bookmark not defined.
3.	<i>Encryption and Decryption</i>	382
K.	AUDIT CONTROLS	382
L.	DATA TRANSMISSION & ENCRYPTION POLICY	383
M.	INFORMATION RETENTION POLICY	383
N.	SECURITY TRAINING.....	383
VII. AUDIENCE – INFORMATION SECURITY OFFICER		383
A.	ASSIGNED SECURITY RESPONSIBILITY	ERROR! BOOKMARK NOT DEFINED.
B.	RISK ASSESSMENT AND MANAGEMENT	ERROR! BOOKMARK NOT DEFINED.

I. Purpose

The purpose of the Tioga County Comprehensive Information Security Policy is to protect the confidentiality, integrity, and availability of all information that County Agencies and employees create, receive, maintain or transmit.

A single unauthorized exception to security measures can jeopardize other users, the entire County, and even outside organizations such as other local and state agencies and business partners. The interconnected nature of modern information systems requires that a minimum level of security be observed by all County employees. This document defines that minimum level of due care. In some cases, these requirements will conflict with other objectives such as improved efficiency and minimized costs. The Tioga County Legislature has examined these tradeoffs and has decided that the minimum requirements defined in this document are appropriate for all workers at Tioga County. As a result, violations of this policy may result in disciplinary action, up to and including termination.

This document is organized by audience to assist in clearly defining the responsibilities required for different roles.

II. General Provisions

A. Definitions

1. Breach

The acquisition, access, use or disclosure of data, in a manner not permitted by the applicable statutory provision or this policy, which compromises the security of the data.

2. Confidential Data

Data that would not expose the County to loss if disclosed, but that the data owner feels should be protected to prevent unauthorized disclosure or unwanted invasion of privacy is considered to be Confidential Data. It is the data owner's responsibility to implement the necessary security requirements.

3. Data Custodian

The individual or group who has responsibility for maintaining the tools necessary for storing of data by the data owners. Ex: ITCS maintains servers that a department's software program runs on. ITCS is the data custodian as the maintainer of the server\data storage infrastructure.

4. Data Owner

The individual who is responsible for the maintenance and safekeeping of data, whether it be electronic or physical.

5. End User

End users are all individuals performing work for Tioga County, whether they are employee or contractor.

6. High Risk Data

Information assets for which legal regulations exist to govern their disclosure and security. Data covered by federal and state legislation, such as but not limited to HIPAA, Mental Hygiene, Drug and Alcohol, and CPS (Child Protective Services) are in this class. Payroll, personnel, and financial information are also classified as High Risk because of privacy requirements.

This policy recognizes that other data may need to be treated as high risk because it would cause severe damage to the County if disclosed or modified. The data owner should make this determination. It is the data owner's responsibility to implement the necessary security requirements.

7. Information Security Officer

An individual named by the County Legislature to function as a point person for ensuring compliance with the details of this policy.

8. Public Data

Information that may be freely disseminated is considered to be *Public* data. However, even though the data may be freely disseminated to the public, the integrity of the data must be protected.

B. Breach Policy for High Risk and Confidential Data

Any breach of High Risk and Confidential Data must be reported to the Information Security Officer and the County Attorney immediately for investigation. The County Attorney and Information Security Officer shall investigate the matter and recommend further action to ensure compliance with applicable statutory requirements and County Policy provisions.

C. Facility Security Plan

Access to every office, computer room, and work area containing High Risk or Confidential information will be physically restricted. When offices are not in use, doors must be locked.

Guards, receptionists or other staff must control visitor access or other third party access to Tioga County offices, computer facilities, and other work areas containing High Risk or Confidential information.

Visitors and other third parties must not be permitted to use employee entrances or other uncontrolled pathways leading to or through areas containing High Risk or Confidential information.

Identification badges, keys and physical access cards that have been lost or stolen – or are suspected of being lost or stolen – must be reported to the department head, who will notify Buildings and Grounds, and any other appropriate entity, immediately. Likewise, all computer or

communication system access tokens that have been lost or stolen – or are suspected of being lost or stolen – must be reported to the Department Head or supervisor immediately.

Each person must present his or her badge to the badge reader before entering every controlled door within Tioga County premises. Before proceeding through every controlled door, each person must wait until the reader indicates that they have permission to enter the area. Workers must not permit unknown or unauthorized persons to pass through doors, gates, and other entrances to restricted areas at the same time when authorized persons go through these entrances. While this may at first seem rude, it is essential if the security of Tioga County premises and Tioga County workers is to be maintained.

Whenever controlled doors are propped open (perhaps for moving supplies, furniture, etc.) the entrance must be continuously monitored by an employee or guard.

Tioga County workers must not attempt to enter restricted areas in Tioga County buildings for which they have not received access authorization.

D. Contingency Operations

In the event that primary facility access controls are not functional or unable to be utilized, the Buildings and Grounds department shall keep as part of the County's Disaster Plan the backup or secondary methods for facilities access. This includes consideration for ensuring data is secured in the event a primary security control (e.g. electronic door lock) is non-operational.

E. Data Security Policy

County Information Assets shall be handled in accordance with their Data Classification and in accordance with appropriate federal and state statutes and regulations.

Tioga County employees may be in a position to receive confidential information during the performance of their duties. County employees shall never use information obtained confidentially for any non-business related purpose and shall respect the privacy of individuals. Since public access of information varies, employees should consult with their supervisor/department head regarding the dissemination of High Risk or Confidential information. Violations of this confidentiality requirement may be grounds for disciplinary action, up to and including termination.

F. Data Classification

It is essential that all County data be protected. However, there are gradations that require different levels of security. All data should be reviewed on a periodic basis by the Data Owner and classified according to its use, sensitivity, and importance. Tioga County recognizes three classes of data as defined in the "Definitions" section of this document: High Risk, Confidential, and Public.

All information resources shall be categorized and protected according to the requirements set for each classification. The data classification and its corresponding level of protection will be consistent when the data is replicated and as it flows through the County.

Data Owners and their supervisors must determine the data classification and must ensure that the data custodian is protecting the data in a manner appropriate to its classification.

Data Custodians are responsible for creating data repositories and data transfer procedures which protect data in the manner appropriate to its classification and to any applicable statute.

III. Audience – Legislature

A. General

The Legislature holds responsibility to adopt any changes to the Information Security Policy as necessary, and create and appoint members as necessary to a Data Disaster Recovery Workgroup.

B. Evaluation

The Tioga County Legislature shall receive, review, and adopt the following annually:

- Risk Assessment Report (Section VII)
- Risk Mitigation and Management Plan (Section VII)
- Disaster Testing and Revision Analysis (Section VI.F)
- Data Criticality Analysis (Section VI.G)

IV. Audience – End User

A. Sanction Policy

Failure to comply with any of the policies contained in this document may result in disciplinary action up to and including termination of employment.

B. Expectation of Privacy

All County information resources, including but not limited to equipment, documents, data, information, records and software are the property of Tioga County. Users have no expectation of privacy in their use of County computer and information resources. County equipment, data, records, software and connections are County property, provided for County purposes only. Software and systems that can monitor use may be used. Use of County computer systems and networks constitutes consent to such monitoring.

C. Intellectual Property - Legal Ownership

With the exception of material clearly owned by third parties, Tioga County is the legal owner of all business information stored on or passing through its systems. Unless a specific written agreement has been signed with the Legislature, all business-related information, including but

not limited to copyrights and patents, developed while a user is employed by Tioga County is Tioga County property.

D. Passwords

Passwords are a common security mechanism employed both internally on the County's computer systems and externally on third-party provided websites and tools for various purposes. Users must choose difficult-to-guess passwords. This means that fixed passwords must not be in the dictionary and must not be a reflection of the User's personal life. For example, license plate number and spouse's name are both unacceptable passwords. Strong passwords are easier to remember when memory techniques are employed; for example, several familiar words can be strung together or an acronym can be derived from words in a favorite poem or song.

Users must never reveal their password to anyone and must change their County Active Directory password every 120 days. In the event a User's password is revealed, the user must change their password. Users must report anomalous activities to their Department Head who shall report these to the Information Security Officer for investigation, if required.

E. Acceptable Use - General

The performance of official County business may require the handling of a variety of Information and Information Technology. Unacceptable use and content expend valuable resources and detract from an effective working environment.

It is every user's responsibility to utilize Information and Information Technology resources appropriately and ensure their security. Users shall not use County Information or County IT systems for purposes other than those that support official County business or as defined in this policy.

Except when in the process of conducting law enforcement activities, users shall not use County IT systems to intentionally obtain or generate information containing content that may be reasonably considered offensive or disruptive. Offensive content includes, but is not limited to images, or comments of a sexual nature, racial slurs, gender offensive comments, or any comments that would offend someone on the basis of age, sexual orientation, gender identity, religious or political beliefs, national origin, or disability.

The provisions, terms, and rules for acceptable use apply to the use of all County systems and equipment whether in a County Building, remote site, or when working from home or any other location using County resources.

Incidental personal use of any of the below listed tools is permissible so long as: (a) it does not consume more than a trivial amount of resources, (b) does not interfere with worker productivity, and (c) does not preempt any business activity. Users are forbidden from using Tioga County electronic communications systems for charitable endeavors, political campaigns, private business activities, or amusement/entertainment purposes. The use of County resources,

including electronic communications should never create either the appearance or the reality of inappropriate use.

F. Acceptable Use – e-mail

As a productivity enhancement tool, Tioga County encourages the business use of electronic communications. Electronic communications systems, including backup copies, are considered to be the property of Tioga County. Tioga County cannot guarantee that e-mail communications will be private. All e-mail communications may be stored and archived by ITCS for 7 years. E-mail messages are considered to be “documents” and are subject to all statutory and legal compliance, particularly in reference to Schedule CO-2 published by the New York State Archives. E-mail items that are not “official documents” as described by the New York State Archives should be deleted as soon as they are no longer needed. E-mail items that do fit the definition of “official documents” should be stored in a permanent archive or other appropriate medium for the period of time defined by regulation or statute. See your department’s record officer for more information on this.

High Risk or Confidential information must never be sent in e-mail unless the e-mail has been encrypted using a County approved encryption solution.

County employees are prohibited from using personal e-mail to conduct County business.

It is the responsibility of the individual user to manage and maintain their e-mail mailbox. ITCS may employ quotas on mailbox size to enforce compliance. Messages no longer needed for business purposes must be periodically purged by users from their email system mailbox. These should be stored in a manner that is in keeping with later retrieval should that be necessary. After a certain period – generally six months – e-mail messages stored on the email server may be automatically deleted by ITCS staff.

It is the policy of Tioga County not to regularly monitor the content of electronic communications. However, the content of electronic communications may be monitored and the usage of electronic communications systems will be monitored to support operations, maintenance, auditing, security, and investigative activities. Users should structure their electronic communications in recognition of the fact that Tioga County will from time to time examine the content of electronic communications.

It may be necessary for ITCS personnel to review the content of an individual employee’s communications during the course of problem resolution. ITCS personnel may not review the content of an individual employee’s communications out of personal curiosity or at the behest of individuals who have not gone through proper approval channels.

Misrepresenting, obscuring, suppressing, or replacing a user’s identity on an electronic communications system is forbidden. The user name, e-mail address, organizational affiliation, and related information included with e-mail messages or postings must reflect the actual originator of the messages or postings.

Workers must not use profanity, obscenities, or derogatory remarks in electronic mail messages discussing employees, constituents, or others. Such remarks may create legal problems such as libel and defamation of character.

Message Forwarding: Some information is intended for specific individuals and may not be appropriate for general distribution. Users should exercise caution when forwarding messages. Tioga County High Risk and Confidential information must never be forwarded to any party outside the County unless the message is encrypted and Department Head approval has been obtained.

G. Acceptable Use – Internet

This policy applies to all workers (employees, contractors, consultants, temporaries, etc.) who use the Internet with Tioga County computing or networking resources. All Internet users are expected to be familiar with and comply with this policy. Violations of this policy can lead to revocation of system privileges and/or disciplinary action up to and including termination. Tioga County users have no expectation of privacy in Internet usage.

Access to the internet will be provided to those Tioga County employees who have need for such access for the performance of their official County duties. Upon recommendation of the Department Head, users may be granted either unrestricted or restricted access to the Internet. Should a user require unrestricted access, ITCS must be informed in writing, by the Department Head, in either a service ticket or e-mail.

Tioga County employees should realize that their communications are not automatically protected from viewing by third parties. Unless encryption is used, workers must not send information over the Internet if it is classified as High Risk or Confidential information.

Tioga County routinely logs websites visited, files downloaded, time spent on the Internet, and related information. Department Heads may receive reports of such information and use it to determine what types of Internet usage are appropriate for their department's business activities.

Tioga County routinely uses technology to prevent users from connecting to certain non-business web sites. Workers using Tioga County computers who discover they have connected with an inappropriate web site that contains sexually explicit, racist, violent, or other potentially offensive material must immediately disconnect from that site. The ability to connect with a specific web site does not in itself imply that users of Tioga County systems are permitted to visit that web site.

Tioga County strongly supports strict adherence to Intellectual Property rights, copyright law, and software vendors' license agreements. Download and use of copyrighted software in a manner that violates the license agreement and without permission are prohibited. Tioga County employees should assume that all materials on the Internet are copyrighted unless specific notice states otherwise. When information from the internet is integrated into internal reports or used

for other purposes, all material must include labels such as “copyright, all rights reserved” as well as specific information about the source of the information (author names, URL’s dates, etc.). Reproduction, forwarding, or in any other way republishing or redistributing words, graphics, or other materials must be done only with the written permission of the author/owner.

H. Acceptable Use – VPN (Virtual Private Network) or other Remote Access

VPN access may be provided to employees, contractors, business partners, and members of other agencies based on demonstrated need and job function as approved by the Department Head. VPN Access is to be used only to support County government business and all the general provisions of the General Acceptable Use policy stated above apply to all VPN use. VPN Access will be granted by ITCS upon written memo from the Department Head. Employees may be granted VPN access during business hours if they are working from a remote site, such as a school or conference.

I. Acceptable Use – Cellular Phones and Other Wireless Devices

Tioga County may provide employees with cell phones, smart phones and other appropriate mobile and wireless devices, when necessary for the performance of their County duties.

Cellular phone service, like other means of communication, is provided for the sole purpose of supporting County business operations. Employees may only use cellular telephones to communicate outside of the County government when such communications are related to legitimate business activities and are within their job assignments or responsibilities.

Employees are required to reimburse the County for personal use. Employees must understand that unreimbursed personal use of County Cell Phones may be audited by the IRS and be reportable as income.

Employees shall not use cellular telephones for illegal, disruptive, unethical or unprofessional activities, or for personal gain, or for any purpose that would jeopardize the legitimate interest of Tioga County.

Department Heads must review all cellular telephone statements for compliance with this policy. Any use not in accordance with this policy may result in disciplinary action, up to and including termination of employment, in addition to reimbursement to the County for all costs associated with non-compliance.

Cellular phones or other mobile devices shall not be used while operating a motor vehicle.

Smartphones and other mobile devices will be password protected.

J. Working from Home or Other Remote Sites

The scope of this section does not indicate working from home is authorized for any particular employee, and only discusses the precautions and steps that must be employed if authorization is given or allowed through a separate policy.

Laptop computers and mobile devices such as tablets, smart phones or other devices, hereafter referred to as mobile devices, as well as Remote Desktop access services may be provided to employees based on demonstrated need and job function as approved by the Department Head. This includes but is not limited to employees whose positions involve on-call duties, employees who during the normal course of employment perform their duties away from their assigned work space, and employees who have demonstrated a need to be in contact with their office via email and other communication interfaces. County business should always be conducted on County-issued computers or devices approved for use by ITCS. Users should never use personal computers to conduct County business except through County authorized tools or mechanisms.

Mobile devices, like other means of communication, are to be used only to support County government business. Employees may use mobile devices to communicate outside of the County government when such communications are related to legitimate business activities and are within their job assignments or responsibilities.

Employees shall not use mobile devices for illegal, disruptive, unethical or unprofessional activities, or for personal gain, or for any purpose that would jeopardize the legitimate interests of Tioga County.

User identification and passwords must be enabled and used on all Mobile devices and mobile computing devices in accordance with County policy. Access codes must be protected and will be required to be changed in accordance with Tioga County's Password Policy. Mobile devices will be either turned off or locked when not in use.

Users shall avoid leaving mobile devices in situations that increase the risk of theft and never leave mobile devices unattended or unsecured. If the mobile device is stolen, you must immediately report this to your supervisor who will inform the appropriate Department Head, ITCS and appropriate law enforcement authorities.

Mobile devices will not be used while operating a motor vehicle. Employees must take every effort to ensure the safe usage of mobile devices.

Employees must take every effort to ensure the security, safety and maintenance of the mobile device. Any unreasonable use, abuse, neglect, or alterations of mobile device equipment may result in the loss of computing privileges. Misuse of mobile devices will result in appropriate disciplinary action up to and including termination of employment.

Users are required to immediately report any problems with their mobile devices to Information Technology Helpdesk at extension 8294. Any attempt by employees to dismantle or repair their machines or to install modifications themselves may invalidate the manufacturer's warranty.

It is mandatory for all County users of mobile devices to copy or move all data files stored on the hard drives to the network so they will be backed up according to the critical nature of the data. It is the policy of the County that no user or County data be stored on mobile devices, and instead

be stored and accessed from County servers. An exception shall be made for circumstances such as travel outside the County network where access to specific local files is necessary (e.g. presentation on mobile device for out of area court appearance.) Upon return, the user must delete those locally stored files from the computer.

No personal hardware or software is allowed to be loaded on the Mobile Device. All equipment and software of any kind is the sole property of Tioga County.

Failure to comply with this policy may result in discipline, up to and including termination.

K. Remote Office Security

Before approval for working at home or telecommuting is granted, a user's Department Head must review the security environment of the proposed working environment through employee interview or onsite evaluation. If the user works with sensitive information, a shredder must be employed. If sensitive information will be stored in paper form, locking furniture or a safe must be available. Users must also make sure that their files will be remotely backed-up over the network or that they will have appropriate remote systems to perform their own backups.

The security of Tioga County information and physical property at remote locations is just as important as it is in the office. All the same security requirements apply at remote locations, although they may be implemented in different ways. For example, paper-based Confidential and High Risk information must be locked up when not in active use. In Tioga County offices, a file cabinet might be used, but on the road, or at home, a locking briefcase might be employed.

L. Handling of Sensitive Information

In general, sensitive (Confidential and High Risk) information, regardless of whether it is in paper or electronic form, should not leave Tioga County offices. If it is necessary to remove sensitive information from Tioga County offices - e.g., a court hearing - this information must be protected as appropriate for the type of media. High Risk data may only be removed from County premises with written consent of the Department Head and must be encrypted or locked securely.

M. Security Incident Reporting Procedure

Users shall report all suspicious activities, social engineering attempts, anomalous behavior of equipment, systems or persons, virus activity, and any unusual occurrences to their department supervisor immediately. The department supervisor shall report this information to the ITCS department or the County Information Security Officer. The Information Security Officer and the ITCS department will conduct an investigation as required by the nature of the incident and will document their findings and report back to the department supervisor within ten business days. ITCS and the Information Security Officer will contact law enforcement agencies if their investigation warrants it.

N. Workstation Security

1. General

Workstations are a gateway to secure network storage, printing, applications and other services. Data shall never be stored on individual workstations. Workstations are not backed up and may be removed, replaced or erased and reconfigured at any time by ITCS without prior notice. End users are responsible for ensuring that all data resides on appropriate network resources and that no data is stored on their individual computer. All data must be stored on either Home Folders, Shared Folders, or other applicable network storage devices.

No network devices, including but not limited to computers, hubs, switches and routers, and wireless devices shall be attached to the Tioga County network unless they have been approved in writing by the ITCS department. Moreover, only members of the ITCS department or approved contractors may attach network devices to the Tioga County Network. Users may not bring workstations or other devices from home and attach them to the network unless approved in writing by the ITCS department.

All workstations must have county-approved virus protection software on them, configured in accordance with the current Malicious Software Policy.

Workstations shall be stored in controlled access areas, or in areas where there is minimal probability of unauthorized personnel viewing screens or data. When workstations must be stored in public areas, screens shall be turned away from public view. When this precaution is not possible, covers will be installed in order to preclude passerby access to High Risk and Confidential information. When a user leaves his or her work area or office for any period of time, the user must place the desktop in a password-protected "locked" state.

2. Removable Media

Considering federal and state regulations on information security, use of rewritable media including but not limited to flash drives, diskettes, DVDs and CDs is strongly discouraged. Users shall not utilize personal removable media devices in County computer systems.

Media not intended for redistribution must be formatted before being discarded according to applicable regulations.

3. Media Disposal

Media containing County Information Assets, including but not limited to floppy disks, CDs, hard drives, flash drives, and other removable media will be treated in accordance with applicable state and federal statute or regulation. When media is no longer required, it will be turned over to ITCS for proper disposal.

Hard drives from workstations must be turned over to Buildings and Grounds/Public Works by ITCS to go through a certified, approved destruction process. ITCS shall document and

maintain a record of receipt and disposition and will provide copies to the responsible parties.

4. Media Reuse

If media is to be reused or redistributed, the user or ITCS must repartition and format the media. If a department has determined a need for the use of rewritable media and the media is coming from a source outside the County network, the media must be scanned for malware prior to using any information on the media.

5. Data Backup and Storage

Before being edited, or before performing upgrades, or before moving County equipment that holds County data, all data shall be backed up in order to create and preserve a retrievable, exact copy of the data.

O. Printing

When users are printing High Risk and Confidential data they shall take precautions to ensure that their privacy and security are protected. Examples of this include:

- Stand by the printer while the job is printing.
- Immediately remove the documents from the printer.
- Print to a printer/copier mailbox and release the print job when standing at the printer/copier.
- Print to a printer/copier in a secure area.
- Lock file cabinets and records rooms that contain High Risk and Confidential Data when unattended and/or during non-business hours.

P. Data Restoration

End users who require restoration of data shall inform their supervisor and the ITCS department immediately. They will provide ITCS with as much information about the data, including the location and the approximate date and time of deletion. Depending on the circumstances, the data may or may not be available for restoration.

V. Audience – Department Heads \ Supervisors

A. Authorization and Supervision

Department Heads are responsible for the authorization and supervision of employees who work with High Risk or Confidential information within their departments. Department Heads must ensure that the relevant procedures described in this policy are followed in order to mitigate the risk of unauthorized use or release of High Risk or Confidential Data.

B. Workforce Clearance Procedures

The County shall conduct background checks, via digital fingerprinting, of the following current and prospective County employees:

- All full-time and part-time employees, except elected officials and employees of the Tioga County Board of Elections, hired after [].
- All temporary and seasonal employees, except employees of the Tioga County Board of Elections, hired after [] who may have access to High Risk or Confidential Information.
- All current employees of the Personnel and ITCS Departments, except employees hired before [] who are represented by CSEA.

Nothing in subparagraph (1) above shall preclude a Department Head from conducting such other background checks of current and prospective County employees as may be required by law or internal department policy.

C. Termination \ Separation Procedures

The Department Head shall notify the Personnel Office when an employee is to be terminated or otherwise separated from County employment. Upon receipt of such notification, the Personnel Office shall notify ITCS in accordance with County Policy 12. ITCS shall secure the employee's data by whatever means necessary and appropriate under the circumstances, including moving the data, locking or deleting the employee's system accounts, redirecting or deleting the employee's phone extension and voice mail, and/or securing or deleting the employee's email box. The Department Head may request specific actions be taken via a service ticket.

D. Access Authorization, Establishment & Modification

The access authorization process for employees and contractors will be initiated by an employee's department in a service ticket or e-mail describing the level of access, group membership, and other appropriate information needed to grant access. Authorization will be granted by the department head or alternatively by the ITCS Director. The privileges granted remain in effect until the worker's job changes or the worker leaves Tioga County, or until the department otherwise notifies ITCS of a change. If any of these events takes place, the department head must immediately notify the ITCS Department.

E. Departmental Security Training

Each County Department is required to hold, at a minimum, annual training for their users concerning the management of Information Security. It is the responsibility of the individual Department Head to ensure that this training takes place and records are maintained concerning the scope of the training as well as documentation of those employees that attended the training.

ITCS shall sponsor County-wide annual security training for the County Staff that employees are required to complete once per calendar year. Attendance at this training can be used as proof of compliance with the departmental security training requirements.

F. Business Associate Agreement

All Covered Entities and Business Associates (as the terms are defined by HIPAA) within the County are required to have in place a current, HIPAA compliant Business Associates Agreement (BAA) with any and all vendors, contractors, subcontractors, consultants, non-county agencies or other service providers who are their Business Associate. The BAA must address specific compliance issues in keeping with all New York and Federal statutes, rules and regulations. Each BAA must be approved by the County Attorney prior to execution. Department Heads shall consult with the County Attorney to ascertain whether their department is a Covered Entity or Business Associate.

In some instances, County Departments are Business Associates of Non-County Covered Entities. In the event a County Department is asked to enter into a BAA with a Non-County Covered Entity, the BAA must be reviewed and approved by the County Attorney prior to execution.

Any County Department that is either a Covered Entity or Business Associate, as those terms are defined by HIPAA, shall maintain a current list of all BAAs entered into by their department and shall ensure that said BAAs are kept current.

It is the responsibility of the Department Head of the County Covered Entity or Business Associate to ensure that the requirements of this section are met.

G. Application Level Authentication, Logging and Integrity Controls on High Risk Data

Individual department heads with applications that contain or store High Risk data are responsible for monitoring the security and logs of their applications and must record and document these activities. All department level applications must be password protected at the user interface and must have password protection at the database and file level. Departments with such application must have a written policy on log monitoring and management and must monitor the logs on a regular basis. This responsibility may be assigned to a staff member(s) who will take responsibility for the task. Department Heads must ensure that the data has not been altered by unauthorized personnel. All the policies that apply to the County network apply to individual applications.

H. Keys and Swipe Cards

Each Department Head shall determine the level of access, via key or swipe card, that each employee within his/her department may have to County facilities within the Department Head's authority and control. NOTE: Certain County employees/contractors, such as IT, Buildings and Grounds and cleaning Staff and the Tioga County Safety Officer, are entitled to such access to County facilities as is required to perform their job functions.

Upon an employee's separation from County employment, the Department Head shall:

- collect all swipe cards and keys issued to the employee; and
- return all keys to the Buildings and Grounds Department; and
- terminate swipe card system access.

Each department shall maintain a written record of the names, dates and times of all swipe card assignments and changes in access permissions.

The Buildings and Grounds Department shall maintain a written record of the names, dates, and times of all key assignments, the changes to all locks and the repairs to all doors.

VI. Audience – ITCS Department

A. Data Network Configuration

1. Firewalls

All county-owned computers and networks shall be protected by a physical or virtual network firewall to prevent intrusion, theft, or breach.

2. Time Synchronization

All network devices and phones attached to the Tioga County network shall have their internal clocks synchronized with a single time source, maintained by ITCS.

3. Passwords

Passwords shall be at least 8 characters in length consisting of upper and lower case alphabetic characters, numbers, and punctuation characters. Where systems support it, this minimum length shall be enforced automatically. Passwords shall be changed at a minimum of every 120 days and the password history shall be maintained for the last 8 passwords.

4. Automatic Logoff & Screensavers

Screen Savers shall be configured to activate after 20 minutes of inactivity so that High Risk and Confidential information is not visible during periods of user inactivity. System policy shall be configured to automatically log-off users after 8 hours of inactivity, when possible.

5. Login Banners

When logging in to a workstation or any other Information Systems device in Tioga County, the device will display a login banner reminding users of their responsibilities to be familiar with County Information Security Policies and of their responsibility to help maintain the security of Tioga County's information assets, if supported by the device.

6. Security Reminders

Login banners shall be displayed every time a user logs in to any Tioga County network device. The banner will include security reminders about compliance with the County Comprehensive Information Security Policy. From time to time, and not less than annually,

Tioga County ITCS will send security reminders concerning current, relevant security issues and concerns.

7. Protection from Malicious Software

All Tioga County devices are required to have appropriate protection from Malware installed and configured for centralized management and reporting. Tioga County ITCS shall provide and configure network-level software and policies that monitor malware.

8. Login Monitoring

Login banners shall display Last Login information whenever a user logs into a County device when possible.

9. Server and Network Infrastructure Device Security

Servers shall be placed in locked rooms that have access limited to authorized personnel only. Administrative access to servers will be strictly limited to members of the ITCS department, approved contractors, software vendors, and in rare cases, super users in individual departments. When possible, servers will be placed so that only ITCS members and IT contractors have access to them. Because of privacy and security requirements, users who are neither ITCS members nor approved contractors will not receive administrative-level permissions.

Server desktops shall remain logged out at all times unless a member of the ITCS staff or a contractor is working on the server. When administrative tasks are complete, the operator will log out immediately.

When remote access to servers is required, members of the ITCS Department will use only approved, encrypted communications for these sessions. Approved, encryption methods include the use of the Cisco Any Connect Client and RDP access to County facilities from remote sites.

10. Server File System Security

With the exception of HOME folders, only Active Directory Domain Global Groups shall be used to apply security to server resources on Tioga County servers. Individual user objects shall never be assigned access to any folders or other shared server resources.

11. Workstation System Security

User privileges on a workstation shall be assigned at the lowest level possible. Initially, the user's workgroup shall be assigned *Domain User* access. However, some applications will not work properly unless the user has a higher level of privileges. If this has been demonstrated to be the case, the user shall be granted the lowest level required for applications to work properly. At the discretion of the Department Head and with authorization from the Director of ITCS, users may be assigned administrative privileges to their workstations.

Workstations shall be configured to allow Remote Desktop and VNC access to the workstation and shall be configured so that authorized support personnel can login in order to provide technical support.

B. Network Folder Configuration

1. Home Folders

Users who are assigned network accounts will receive a HOME directory (folder) for storage of their daily work. Only the individual user and the ITCS department will have access to HOME folders.

2. Shared Folders

Users shall be assigned access to shared folders in accordance with departmental or workgroup requirements as directed by the user's supervisor. Shared folders are for the purpose of allowing entire workgroups or departments to share data. Requests for special workgroups or cross-departmental workgroups should be referred to the ITCS department.

3. Application Folders

Users shall be assigned access to shared folders in accordance with departmental or workgroup requirements as directed by the user's supervisor.

C. Network Intrusion, Virus or Malicious Software Outbreak

Should a network intrusion, virus or malicious software outbreak be suspected, ITCS will take the following steps:

- Record and Capture any necessary system information
- Backup, isolate, and shut down (if necessary) the compromised system
- Search other systems for signs of intrusion or infection
- Secure and Examine Logs
- Identify how the intruder gained access, if applicable
- Identify what the intruder did, if applicable
- Collect and preserve evidence
- Contact Law Enforcement (if necessary)
- Identify and implement new security features or procedures to protect from a recurrence of a similar intrusion
- Provide a postmortem report to the Information Security Officer that details the identified issue, what steps were taken to address it, and progress on eliminating the threat from the network until completion

D. Data Backup Plan

End users are responsible for ensuring that all County data is stored on county file servers. The ITCS Department is responsible for backing up and restoring data on servers and is responsible

for ensuring the confidentiality, integrity, and availability of the County data that is stored on servers. To that end:

- All servers shall be fully backed up at least once a week and backup images will be maintained for at least 30 days.
- All servers shall be incrementally backed up every business day. However, daily full backups are preferred, when possible.
- At least two sets of full backups shall be maintained off-site and rotated weekly.
- An ITCS staff member shall review all server backup logs daily and will record the status of backups on a daily checklist.
- At least once a month, a member of the ITCS staff will perform a random test restoration of data from backup media in order to ensure the integrity of the backups. The rotation schedule will be such that backup media from each server are tested at least once a quarter.
- For automated backups, a backup user will be created. Backups will not be performed under the Administrator account.
- A record of backups will be kept by ITCS for review.

Backups of data must be handled with the same security precautions as the data itself. When systems are disposed of, or repurposed, data must be certified deleted or disks destroyed consistent with industry best practices for the security level of the data.

E. Disaster Recovery and Emergency Mode Operation Plans

The Tioga County Emergency Management Office maintains a County-wide disaster recovery document, known as a Continuity Of Operations Plan (COOP.) The COOP plan covers key elements of physical disaster recovery operations for County departments including:

- How the department will conduct business during an emergency.
- The key resources that are required for emergency operations and enumerate how those resources will be provided.
- The backup location(s) where the department will conduct operations.
- How the department will contact key personnel in an emergency.
- How the department will disseminate information during an emergency.
- Enumerating a timeline for the reconstruction of normal operations

The ITCS Department maintains a Data Disaster Recovery Plan that addresses the following IT and data-specific disaster needs:

- Identifying the configurations of key County IT infrastructure.

- Enumerating and ranking the most likely failures or disasters that can occur.
- Documenting action plans for mitigating the identified potential disasters.

The Director of ITCS will be provided with a County-wide master key that allows access to all facilities with IT assets that may require physical access or intervention by an IT staff member.

F. Disaster Testing and Revision Procedure

Tioga County shall establish a Data Disaster Recovery Workgroup consisting of, at minimum, representative(s) from ITCS, the Information Security Officer, and representative(s) from the Emergency Management Office. This group shall annually conduct a review, with key departments, of the processes the County intends to follow in a disaster. This group is responsible for annual testing and review of the Data Disaster Recovery Plan no later than March 15th. A report of the testing and review, along with recommended remediation shall be presented to the County Legislature no later than June 30th. The group is responsible for ensuring that all remediation is performed no later than December 31st annually.

During testing of the Data Disaster Recovery Plan, the Data Disaster Recovery Workgroup will annually review processes and procedures taking into consideration the relative importance of critical systems and data.

G. Determining Data Criticality

Tioga County shall have a formal process for defining and identifying the criticality of its computing systems and the data contained within them. The responsibility for this process lies with the Disaster Recovery Workgroup. The prioritization of Tioga County information systems must be based on an analysis of the impact to Tioga County services, processes, and business objectives if disasters or emergencies cause specific information systems to be unavailable for particular periods of time. The criticality analysis must be conducted with the cooperation of the Legislature, department heads, and owners of Tioga County information systems and business processes. The criticality analysis must be conducted as part of the annual disaster testing and revision procedures

At a minimum, this process will include:

- Creating an inventory of interdependent systems and their dependencies.
- Documenting the criticality of Tioga County's information systems (e.g. impact on users of Tioga County services).
- Identifying and documenting the impact to Tioga County services, if specific Tioga County information systems are unavailable for different periods of time (e.g. 1 hour, 1 day).
- Identifying the maximum time periods that County computing systems can be unavailable.

- Prioritizing County computing system components according to their criticality to the County's ability to function at normal levels.

H. Critical Systems, Applications and Data

1. General

During an emergency, operations and data should be restored within 72 hours.

ITCS will utilize the following classifications and definitions to identify other critical systems, application and data:

a) Safety Critical Systems & Applications (SCS)

A Safety Critical System or application is a computer, electronic or electromechanical system whose failure may cause injury or death to human beings. Downtime is unacceptable and appropriate measures, such as redundant systems are required.

During an emergency, these systems will receive the highest priority and will be restored as quickly as possible.

These systems shall maintain uptime of 99.7% or better.

b) Mission Critical Systems & Applications (MCS)

A computer, electronic, or electromechanical system whose failure would cause grave financial consequences is considered to be a *Mission Critical System or Application*.

Downtime during general business operations is unacceptable. However, downtime during an emergency or disaster is acceptable if the system resumes operations within a period of 48 hours after the emergency is over.

These systems shall maintain uptime of 99% or better.

c) Core Systems & Applications (CS)

A computer, electronic, or electromechanical system whose failure would cause operational difficulties, increased workload, and inconvenience to staff and clients.

These systems shall maintain uptime of 98% or better.

d) Standard Systems and Applications (SS)

During an emergency, standard systems and applications should be restored within 96 hours.

2. Emergency Access Procedures for Critical Systems and Data

ITCS shall maintain a database of all applications in use by Tioga County employees and rate the applications according the priority of restoration that will be required in the case of a disaster or interruption of operations.

Table of County Systems and Classifications

Type of System	System or Application
Safety Critical Systems (SCS)	911 Center Telephone Systems and Radio System
Mission Critical Systems (MCS)	I5 Series, Accounting and Financial Systems, Core Network Equipment
Core Systems (CS)	Infrastructure devices and systems
Standard Systems	County File Servers

I. Maintenance Windows

ITCS requires a maintenance window on all equipment that it maintains. The maintenance window will be in keeping with the system uptime standards. Routine maintenance will be announced and coordinated with the affected department.

J. Access Control

1. Unique User Identification

Each User shall be assigned their own unique user-ID. This user-ID follows an individual as they move through the County. It shall be permanently decommissioned when a user leaves Tioga County; re-use of user-IDs is not permitted. User-IDs and related passwords must not be shared with any other individuals (Users should instead utilize other mechanisms for sharing information such as electronic mail, shared folders, etc.). User-IDs are linked to specific people, and are not associated with computer terminals, departments, or job titles. Anonymous user-IDs (such as *guest*) are not permitted.

2. Encryption and Decryption

High Risk data must be encrypted whenever being transported outside of County facilities on removable media.

K. Audit Controls

All County file servers and core network devices such as firewalls and routers shall have logging enabled and the logs shall be sent to a central log server maintained by ITCS. At a minimum, the following types of events shall be logged:

- Logon/Logoff Events
- Account Lockouts
- Logon/Logoff Exceptions
- Authority and Permission Changes
- Privilege use and elevation.

ITCS shall monitor the logs daily and will immediately report anomalous behavior to the Information Security Officer.

L. Data Transmission & Encryption Policy

High Risk and Confidential data must be encrypted during transmission over non-secure channels, abiding by the following definitions and conditions:

- A non-secure channel is defined as any public network, including but not limited to the Internet.
- The Public Switched Telephone Network is considered to be a secure medium (i.e. faxing and telephone calls on a landline).
- Tioga County Employees are not permitted to encrypt or apply passwords to data unless it is for the purpose of transmission over a non-secured channel.

Tioga County ITCS will provide services and training to end users for the secure, encrypted transmission of data and will provide detailed documentation for these services to County employees.

M. Information Retention

County Information Assets, including archival backups, must be retained in accordance with applicable federal and state statute, including the *Records Retention and Disposition Schedule CO-2, Section 185.13, 8NYCRR (Appendix J)*. Where permitted by statute, documents will be scanned, indexed, and retained in electronic format as a substitute for original documents. Document imaging will be performed in accordance with the *New York State Archives Imaging Production Guidelines (2014)*.

N. Security Training

Annual Security Training (as referenced in section V(E)) shall be performed by members or designees of the ITCS department. ITCS shall maintain responsibility for the content and coordination of these training sessions each year.

VII. Audience – Information Security Officer

The County shall appoint an Information Security Officer (not a member of ITCS) who is responsible for implementing and monitoring a consistent data security program. The Information Security officer shall:

- Review the Information Security Policy on an annual basis for both accuracy and to ensure continued HIPAA compliance. If changes in policy are necessary, those changes shall be submitted for review and approval by the Legislature with the report.
- Coordinate an annual Risk Assessment that may be conducted by an external consultant. The Risk Assessment will review current security policies, the County's

compliance therewith and identify any deficiencies. The results of the Risk Assessment will be used to create a Risk Assessment Report that shall be submitted to the Legislature for review and approval. The assessment will be conducted annually in January and results will be presented to the Tioga County Legislature on or about March 1st of each year.

- Create a *Risk Mitigation and Management Plan* from the results of the Risk Assessment and present to the Legislature for review on or about April 1st. This plan will suggest remedies and solutions for deficiencies identified in the Risk Assessment. These deficiencies will be remedied or a Legislature-approved plan prepared to address the deficiency by, on or about July 1st of each year. The Information Security Officer is responsible for ensuring that risk mitigation is assigned to appropriate parties and completed within a reasonable amount of time.
- Take responsibility for the prevention, detection, containment, correction and any and all reporting protocols, including any applicable statutes.
- Participate in tabletop Emergency Response exercises as outlined in this policy.
- Work with the County Attorney to investigate information security breaches; ensure compliance with any and all reporting protocols required by the applicable statutes, rules and regulations and County policies; ensure that corrective measures and procedures to prevent, detect and contain future information security breaches are implemented. Monitor information security activities and oversee the application of specified security procedures.
- Assist personnel in assessing data to determine classification level.
- Ensure the County conducts annual information security training for all departments.

ROLL CALL VOTE

Yes – Legislators Monell, Sauerbrey, Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, and Huttleston.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Monell moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: PERSONNEL COMMITTEE
LEGISLATIVE WORKSESSION

RESOLUTION NO. 238-15 AMEND COUNTY POLICY 44;
NON-UNION BENEFITS

WHEREAS: County Policy 44 outlines various benefits available to Non-Union employees; and

WHEREAS: Changes are planned for 2016 in a couple of areas; therefore be it

RESOLVED: That effective January 1, 2016, the following changes shall take effect:

SECTION 2-C: SICK TIME

BULLET #1 shall be changed as follows:

Maximum number of sick days to be increased from 216 to 262.

BULLET #6 shall be changed as follows:

Upon retirement directly into the NYS Employee's Retirement System, a portion of an employee's accumulated unused sick days may be counted as additional service credit, in accordance with Section 41j of the Retirement Law.

SECTION 3: LEAVES OF ABSENCE

PARAGRAPH THREE shall be changed as follows:

Leaves of more than 60 working days require approval of the Legislative Committee, in accordance with Tioga County Policy 1.

SECTION 5: HEALTH & DENTAL INSURANCE

PARAGRAPH TWO shall be changed as follows:

Also, employees who wish to change from Individual to Family coverage must also wait for said open enrollment periods.

ALSO, the Employee Contributions table shall be changed as follows:

2016 Employee Contributions (% of Premium)

Legislators	12½%
Full-time hired prior to 1/1/09	15%
Full-time hired after 1/1/09	15%
4 day/week Attorneys	15%
Part-time Attorneys	20%

SECTION 8: EMPLOYEE ASSISTANCE PROGRAM (EAP)

The phone number shall be changed to: 1-800-327-2255

And be it further

RESOLVED: That a new Section 2A.i be added as follows:

i. Vacation Sell-Back:

Full-time employees who have been employed full-time by Tioga County for at least 10 consecutive years may sell-back Vacation days in accordance with the following parameters:

- a maximum of 5 days of Vacation may be sold back per budget year
- a balance of at least 10 days of Vacation must exist after the sell-back occurs; if a Vacation balance of at least 10 days does not exist at the time the pay-out occurs, the sell-back is nullified and the pay-out will not occur;
- an employee must notify their Department Head (in the case of a Department Head selling back time, they notify the Chair of the Legislature) of their intent to sell-back Vacation days and how many by August 1 using the prescribed form; pay-out for the time will occur the following January in the second paycheck issued;
- an employee whose anniversary date falls between August 1 and January 1 may submit a notice in anticipation of Vacation time being received prior to the January pay-out;

and be it further

RESOLVED: That the remainder of Policy 44 is unchanged.

ROLL CALL VOTE

Yes – Legislators Monell, Sauerbrey, Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, and Huttleston.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Monell moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: PERSONNEL COMMITTEE

RESOLUTION NO. 239-15 *CONTRACT WITH EXCELLUS BLUE CROSS/BLUE SHIELD TO ADMINISTER HEALTH INSURANCE BENEFITS*

WHEREAS: Tioga County uses the service of Excellus Blue Cross Blue Shield of Central New York to administer health insurance benefits for Tioga County including a Medicare Blue PPO plan; and

WHEREAS: Excellus Blue Cross Blue Shield of Central New York has submitted a new contract to administer fully insured benefits for Tioga County employees for the period of January 1, 2016 through December 31, 2016; and

WHEREAS: These are contractual benefits for Tioga County union employees; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the Chair of the Legislature to enter into a contract with Excellus Blue Cross Blue Shield of Central New York, subject to review by the County Attorney, to administer health insurance benefits for Tioga County for the period January 1, 2016 through December 31, 2016.

ROLL CALL VOTE

Yes – Legislators Monell, Sauerbrey, Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, and Huttleston.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Monell moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: PERSONNEL COMMITTEE

RESOLUTION NO. 240-15 *CONTRACT WITH LIFETIME BENEFIT SOLUTIONS, INC. TO ADMINISTER FLEXIBLE SPENDING AND HEALTH REIMBURSEMENT ACCOUNT PROGRAMS*

WHEREAS: Tioga County currently uses the services of Lifetime Benefit Solutions, Inc. to administer Tioga County's flexible-spending and health reimbursement account programs; and

WHEREAS: Lifetime Benefit Solutions, Inc. has submitted a new contract to continue administering said programs and conduct all required compliance testing services; and

WHEREAS: The administration cost will be \$4.45 per participant per month for any employees enrolled in the flexible spending and \$4.45 per participant per month for any employees enrolled in the health reimbursement account; and

WHEREAS: The Flexible-Spending program is a negotiated benefit for all Tioga County unionized employees; and

WHEREAS: The Health Reimbursement Account is a negotiated benefit for CSEA union employees; and

WHEREAS: Both the employees and the County can save tax dollars on money channeled through the flexible spending program; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the Chair of the Legislature to enter into a contract with Lifetime Benefit Solutions, Inc., subject to review by the County Attorney, for the services stated above for the period of January 1, 2016 through December 31, 2016; and be it further

RESOLVED: That Tioga County will continue with the flexible spending card for the period of January 1, 2016 through December 31, 2016; and be it further
RESOLVED: That in compliance with Federal Health Care Reform the new maximum annual pledge for the medical flexible spending portion is \$2,550 for the period of January 1, 2016 through December 31, 2016.

ROLL CALL VOTE

Yes – Legislators Monell, Sauerbrey, Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, and Huttleston.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Monell moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: PERSONNEL COMMITTEE

RESOLUTION NO. 241-15 *CONTRACT WITH EMPLOYEE NETWORK, INC. (ENI)
FOR EMPLOYEE ASSISTANCE
PROGRAM*

WHEREAS: Tioga County employees are covered under an Employee Assistance Program (EAP) that is currently administered by Employee Network, Inc. (ENI); and

WHEREAS: ENI, a company that has been providing EAP services for over 30 years and who has other NYS public sector clients, has submitted a proposal to continue providing Tioga County's EAP for 2016 at the current rate of \$1.45/per covered employee per month; and

WHEREAS: ENI can continue to provide up to 8 in-person counseling sessions for eligible employees and members of their household, along with two hours of training per year, and two hours of critical incident stress debriefing; and

WHEREAS: ENI has multiple provider offices within the local region including some in Pennsylvania where employees are able to obtain services; and

WHEREAS: The EAP is a negotiated benefit for CSEA union employees; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the Chair of the Legislature to enter into a contract with ENI, subject to review by the County Attorney, to administer our Employee Assistance Program for full-time and part-time employees at a cost of \$1.45/per covered employee per month effective January 1, 2016 through December 31, 2016.

ROLL CALL VOTE

Yes – Legislators Monell, Sauerbrey, Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, and Huttleston.

No – None.

Absent – None.

RESOLUTION ADOPTED.

Legislator Hollenbeck made a motion to have the following late-filed resolution considered, seconded by Legislator Monell and carried.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO:

LEGAL/FINANCE

RESOLUTION NO. 242-15

*AUTHORIZE EXECUTION OF
COOPERATIVE AGREEMENTS
BETWEEN THE LAW DEPARTMENT,
ITCS, PUBLIC HEALTH, DSS,
AND MENTAL HYGIENE*

WHEREAS: Tioga County is implementing a Direct Charge Pilot Program that will maximize State reimbursement for legal and IT expenses while eliminating the administrative burden of charging all departments for those expenses; and

WHEREAS: The Law Department and ITCS will directly charge the Department of Social Services, Public Health and Mental Hygiene for its services and support pursuant to Cooperative Agreements; therefore be it

RESOLVED: That the Legislature authorizes and directs the Chair to execute Cooperative Agreements between the Law Department, ITCS, DSS, Public Health and Mental Hygiene; and be it further

RESOLVED: That the Cooperative Agreements between the Law Department, ITCS and DSS shall be submitted to the New York State Office of Temporary and Disability Assistance and the Office of Children and Family Services for approval.

ROLL CALL VOTE

Yes – Legislators Monell, Sauerbrey, Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, and Huttleston.

No – None.

Absent – None.

RESOLUTION ADOPTED.

The meeting was adjourned at 12:23 P.M.

*Eleventh Regular Meeting
November 10, 2015*

The Eleventh Regular Meeting of 2015 was held on November 10, 2015 and was called to order by the Chair at 12:00 P.M. Eight Legislative members were present, Legislator Monell being absent.

Chair Sauerbrey asked Legislator Roberts for a moment of prayer. "In anticipation of Veterans' Day tomorrow, I would like to have a moment of silence for all the Veterans."

Legislator Roberts led all Legislators and those in attendance in the Pledge of Allegiance.

There were 37 people in attendance.

Maureen Dougherty, Project Manager, gave a FMAS presentation.

"I would like to express my heartfelt appreciation and thanks to the Tioga County Legislature for giving the County the opportunity of this 1.4 million dollar Financial Management Accounting System project and allowing the County to come into the 21st century with real-time budgeting and balancing. I would also like to express my appreciation and gratitude to all County Departments and staff for time spent and involvement in seeing this project get off the ground and running, and for all their participation and help.

"I am here today for a presentation on our FMAS project. This presentation is from the heart, no County funds are involved, and I am here to express my gratitude and appreciation to all County staff involved, who participated, or who played an integral part. I especially want to give special thanks and gratitude to the FMAS Executive Team, core users, and other staff who were heavily involved in this project and spent countless hours.

"This has been an extremely long project, starting back in the spring/summer of 2014 with numerous demonstrations and the tedious task of choosing a company that fit the County's needs and expectations, has consumed thousands of hours of staff, many meetings, many trainings, many after hours of studying, testing, practicing, too numerous to count e-mails with questions and concerns, etc. We are now live as of November 3rd with the financial end of our project, phase II of payroll proceeding as we speak.

"I want to especially acknowledge Katie Chapdelaine of Tyler Technologies, the dedicated Financial Implementer for Tioga County who has

pretty much lived here for the past year or more. Katie is an infectious person, very personable, incredibly knowledgeable and has truly been an asset to Tioga County and so critically important to the project. She has proved invaluable to the County.

"I would like to acknowledge the FMAS Executive Team and core users who banded in groups and took on some of the tasks of creating commodity codes and project ledger codes, having several meetings and discussions on these, and were integral in setting them up.

"The FMAS Executive Team and core users gave valuable insight, helped make executive decisions, offered solutions, input and cheered the project on.

"I would like to thank Marte and Ed for their support in attending meetings, listening to my grumblings and concerns, and for being 110 percent behind me and all decisions and problems I was faced with.

"At this time I would like to present a small token of my appreciation for time and dedication to the FMAS Project to the following people:

First and foremost to Katie Chapdelaine.

Jen Bennett	Joy Bennett	Doug Camin
Gary Grant	Cathy Haskell	Rita Hollenbeck
Mike Jackson	Chris Korba	Denis McCann
Jim McFadden	Bethany O'Rourke	Diane Rockwell
Arrah Richards	Barb Cushman	Sherri Harris
Mickelle Andrews	Emily Peters	Mary Hogan
Linn Bruce	Amy Poff	Jessica Hobart
Amy Potter		

"I also have two special recognitions for two staff who have truly gone above and beyond on this project. When I was first approached about being Project Manager, I indicated I would not do such without a Deputy Project Manager and that that person had to be Cathy. By asking that, that put a huge strain on the office and our regular work that we needed to keep up with. I knew though that by choosing Cathy that I had a great person in helping me get through this. Cathy's tenacity, forethought, wisdom, skills, dedication, ability to stay to task, and follow through were impeccable in seeing this project through.

"The other recognition is to Rita Hollenbeck who without a doubt has given so much value, insight, driving force, reviewing and re-reviewing budget information, account information, code building, etc. to this project. Rita has

been a huge integral part of this project from its inception. She not only had just stepped into her position as Chief Accountant/Budget Officer, but also had to rise to the challenge of this most important project for the county. Rita was a huge driving force for this project, often times probably getting beat up for pushing for things that she felt were the best for the county. In the end though, right, wrong or indifferent, she never held grudges, consented to things for best practice, and at the end always willing to keep driving forward and striving for the good of the county.

“To both Cathy and Rita, I present these plaques of my appreciation for your dedication to the FMAS Project.

There was no privilege of the floor.

The list of audited bills was submitted and is summarized as follows:

<u>Code</u>	<u>Description</u>	<u>Equipment</u>	<u>Expense</u>
A1010	Legislative Board		509.69
A1165	District Attorney		3,764.84
A1170	Public Defender		2,203.72
A1172	Assigned Counsel		16,212.40
A1185	Medical Examiners/Coroners		3,547.41
A1325	Treasurer		17,311.74
A1355	Assessments		5,115.62
A1410	County Clerk		180.46
A1420	Law		9,438.40
A1430	Personnel		2,251.70
A1450	Elections		35,284.84
A1460	Records Management		157.60
A1490	Public Works Administration		61.98
A1620	Buildings	26.11	66,748.37
A1621	Buildings		34,647.86
A1680	Information Technology		4,534.49
A2490	Community College Tuition		899,605.94
A2960	Education of Handicapped Children		69,298.72
A3020	Public Safety Comm E911 System		4,176.77
A3110	Sheriff		18,792.51
A3140	Probation		3,117.81
A3146	Sex Offender Program		10,320.00
A3150	Jail		60,816.08
A3315	Special Traffic Programs		599.00
A3359	SHSP2013	3,098.69	
A3410	Fire	547.00	6,058.18
A3415	State Interoperable Comm Grant	124,323.48	460.64
A3640	Emergency Management Office		334.21

A3641	LEMPG Grant		170.62
A4011	Public Health Administration		9,586.94
A4042	Rabies Control		794.90
A4044	Early Intervention	1,069.62	520.56
A4050	Healthy Neighborhood Program		105.56
A4053	Preventive/Primary Health Services		57.00
A4064	Managed Care-Dental Services		1,560.90
A4070	Disease Control		5,265.00
A4090	Environmental Health		703.16
A4210	Alcohol and Drug Services		10,096.06
A4211	Council on Alcoholism		27,165.46
A4309	Mental Hygiene Co Admin	97.78	41,262.31
A4310	Mental Health Clinic		106,630.48
A4311	Rehabilitation Support Services		1,854.00
A4320	Crisis Intervention Services		28,689.47
A4321	Intensive Case Management		7,613.48
A4333	Psycho Social Club		41,370.00
A6010	Social Services Administration		182,208.97
A6422	Economic Development		571.93
A6510	Veterans' Service		662.00
A6610	Sealer of Weights and Measures		90.00
A7310.41	Youth Programs, reimbursable		13,081.00
A8020	Planning		28.24
A8745	Flood & Erosion Grant (S/W)		27,475.00
A9060	Health Insurance		7,304.19
SOLID WASTE FUND			105,040.27
SPECIAL GRANT FUND			7,404.33
LIABILITY INSURANCE FUND			24,982.82
COUNTY ROAD FUND			72,253.10
CAPITAL FUND			1,636,645.52
SELF-INSURANCE FUND			<u>18,526.42</u>
GRAND TOTAL			\$ 3,784,433.35

Legislator Case made a motion to approve the minutes of October 13, 2015, seconded by Legislator Hollenbeck, and carried.

Chair Sauerbrey noted the following change to the Broome-Tioga Workforce Development Board

Shawn Yetter, Public Sector

7/1/15-6/30/16

Chair Sauerbrey stated that all Legislative Committees met this month and the minutes are or will be on file with the Clerk of the Legislature.

Legislator Case moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. 243-15 *DESIGNATION OF TIOGA COUNTY
LOCAL DEVELOPMENT CORPORATION,
D.B.A. TIOGA COUNTY TOURISM, AS
AUTHORIZED TOURISM PROMOTION
AGENCY FOR 2016*

WHEREAS: The Tioga County Local Development Corporation, d.b.a. the Tioga County Tourism Office, is the not-for-profit corporation that develops and implements a tourism promotion and marketing program for the county; and

WHEREAS: The Tioga County Tourism Office coordinates with the state in its tourism grants program; and

WHEREAS: The New York State tourism grants program is designed to encourage tourism promotion throughout the regions of New York State; and

WHEREAS: The guidelines for this local assistance program require counties to appoint an official Tourism Promotion Agency (TPA), therefore be it

RESOLVED: That the Tioga County Tourism Office be and hereby is designated by the Tioga County Legislature as their Tourism Promotion Agency for the 2016 budget year and authorized to make application for and receive grants on behalf of the county pursuant to the New York State Tourism Promotion Act.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

Legislator Case moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. 244-15 RE-APPOINT MEMBER TO THE TIOGA COUNTY PLANNING BOARD

WHEREAS: John Current's position on the Tioga County Planning Board representing the Town of Owego expires on 12/31/2015; and

WHEREAS: The Town of Owego has nominated John Current to serve another three-year term as their representative, and he is willing and able to do so; therefore be it

RESOLVED: That the Tioga County Legislature hereby reappoint John Current to the Tioga County Planning Board for another three-year term of 1/1/2016 – 12/31/18.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

Legislator Case moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. 245-15 RE-APPOINT MEMBER TO THE TIOGA COUNTY PLANNING BOARD

WHEREAS: Pam Moore's position on the Tioga County Planning Board representing the Town of Nichols expires on 12/31/2015; and

WHEREAS: The Town of Nichols has nominated Pam Moore to serve another three-year term as their representative, and she is willing and able to do so; therefore be it

RESOLVED: That the Tioga County Legislature hereby reappoint Pam Moore to the Tioga County Planning Board for another three-year term of 1/1/2016 – 12/31/18.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

Legislator Case moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. 246-15 *RE-APPOINT MEMBER TO THE TIOGA COUNTY PLANNING BOARD*

WHEREAS: Jason Bellis' position on the Tioga County Planning Board as an at-large alternate expires on 12/31/2015; and

WHEREAS: Said member is willing to serve another three-year term in this capacity; therefore be it

RESOLVED: That the Tioga County Legislature hereby reappoint Jason Bellis to the Tioga County Planning Board for another three-year term of 1/1/2016 – 12/31/18.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

Legislator Case moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: AGRICULTURE COMMITTEE

RESOLUTION NO. 247-15 *RE-APPOINT MEMBER TO THE TIOGA COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD*

WHEREAS: Ben Whittemore's term on the Agricultural and Farmland Protection Board as an Active Farmer expires as of 12/31/2015; and

WHEREAS: The Agricultural and Farmland Protection Board is desirous of filling this position and said Board member is willing and able to serve another term; therefore be it

RESOLVED: That the Tioga County Legislature hereby reappoint Ben Whittemore to the Agricultural and Farmland Protection Board, for the four-year term of 1/1/16 – 12/31/19.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

Legislator Case moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: AGRICULTURE COMMITTEE

RESOLUTION NO. 248-15 *RE-APPOINT MEMBER TO THE TIOGA COUNTY AGRICULTURAL AND FARMLAND PROTECTION BOARD*

WHEREAS: Lisa Bloodnick's term on the Agricultural and Farmland Protection Board as an Active Farmer expires as of 12/31/2015; and

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

Legislator Case moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO:

ED&P COMMITTEE

RESOLUTION NO. 250-15

*APPOINT MEMBER TO THE
TIOGA COUNTY PLANNING
BOARD*

WHEREAS: The Town of Newark Valley position on the Tioga County Planning Board has been vacant since Hans Peeters moved out of Tioga County earlier this year; and

WHEREAS: The Newark Valley Town Board has found Sarah Titus willing and able to fulfill the unexpired term of Hans Peeters and has nominated her to serve in this capacity; therefore be it

RESOLVED: That the Tioga County Legislature appoints Sarah Titus to the Tioga County Planning Board, to fulfill Hans Peeters' unexpired 3-year term of 1/1/15 – 12/31/17.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: ADMINISTRATIVE SERVICES COMMITTEE

RESOLUTION NO. 251-15 ADOPT STATE EQUALIZATION REPORTS

RESOLVED: That the State Equalization Reports for County Tax be and the same hereby are approved, and that the County tax rates be the rates used in computing taxes in the several Towns.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

Legislator Huttleston introduced Local Law No. G of 2015:

County of Tioga

Local Law No. of the Year 2015.

A LOCAL LAW MAKING GOLD STAR PARENTS ELIGIBLE FOR THE VETERANS' ALTERNATIVE EXEMPTION

BE IT ENACTED by the Tioga County Legislature of the County of Tioga, State of New York, as follows:

Section 1. Enabling Legislation. Pursuant to Section 458-a of the New York State Real Property Tax Law, a municipality can elect to grant a real property tax veteran's exemption to qualifying residential real property owners who are veterans of the military service, discharged under honorable conditions.

Section 2. Purpose. This Local Law provides for Gold Star Parents to be eligible for the Alternative Veterans Exemption under Real Property Tax Law 458-a and shall apply to County real property taxes levied by the County of Tioga.

Section 3. Definitions. A Gold Star Parent, as defined in Real Property Tax Law 458-a(7)(a), shall mean the parent or parents of a child who died in the line of

duty while serving in the United States armed forces during a period of war. Gold Star Parents shall be included in the definition of "qualified owner", as provided in Real Property Tax Law 458-a(1)(c) and the property owned by a Gold Star Parent shall be included within the definition of a "qualifying residential real property" as set forth in the Real Property Tax Law 458-a(1)(d), provided that such real property shall be the primary residence of the Gold Star Parent.

Section 4. Application. For County real property taxes levied by the County of Tioga, A Gold Star Parent, as herein defined, shall be eligible to receive the maximum veteran's exemption allowable pursuant to Real Property Tax Law 458-a(2)(a) and Real Property Tax Law 458-a(2)(b).

Section 5. Severability. If any part of this Local Law shall be found invalid, such invalidity shall apply only to such part, and the remainder of this Local Law shall remain valid and effective.

Section 6. Effective Date. This Local Law shall take effect upon filing with the Secretary of State

Legislator Huttleston moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO:	ADMINISTRATIVE SERVICES COMMITTEE
RESOLUTION NO. 252-15	<i>SCHEDULE PUBLIC HEARING TO CONSIDER ADOPTION OF THE LOCAL LAW MAKING GOLD STAR PARENTS ELIGIBLE FOR THE VETERANS' ALTERNATIVE EXEMPTION</i>

RESOLVED: That a public hearing shall be held on November 19, 2015 at 10:00 A.M. in the Edward Hubbard Auditorium at the Ronald E. Dougherty County Office Building, 56 Main Street, Owego, New York 13827 to consider the adoption of Local Law Introductory No. G of 2015, A Local Law Making Gold Star Parents Eligible for the Veterans' Alternative Exemption. All persons desiring to present written or oral comments may do so at said time.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 253-15 *SET PUBLIC HEARING*
2016 BUDGET

RESOLVED: That the public hearing on the tentative Tioga County Budget for 2016 be held at 6:00 P.M., Wednesday, November 18, 2015 in the Edward D. Hubbard Auditorium of the County Office Building, 56 Main Street, Owego, New York 13827.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: ADMINISTRATIVE SERVICES COMMITTEE
FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 254-15 *MORTGAGE TAX DISTRIBUTION*

RESOLVED: That the mortgage tax report for the period April 1, 2015 to September 30, 2015 be and it hereby is accepted; further

RESOLVED: That the County Treasurer be authorized and directed to pay to the Supervisors of the several Towns and the Treasurers of the several Villages the amounts apportioned to them as follows:

Barton (Town)	\$ 16,736.67
Berkshire (Town)	2,791.63
Candor (Town)	18,902.81
Candor (Village)	4,048.61
Newark Valley (Town)	20,231.46
Newark Valley (Village)	3,183.44
Nichols (Town)	6,660.85
Nichols (Village)	1,026.96
Owego (Town)	100,422.19
Owego (Village)	14,249.10
Richford (Town)	3,283.86
Spencer (Town)	9,967.03
Spencer (Village)	1,330.37
Tioga (Town)	21,698.30
Waverly (Village)	<u>15,032.31</u>
	\$239,565.59

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Weston.

REFERRED TO: FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 255–15 *AUTHORIZE REIMBURSEMENT OF
FMAS PROJECT MANAGER AND
DEPUTY PROJECT MANAGER SALARIES*

WHEREAS: Tioga County established a Financial Management Accounting System (FMAS) Capital Reserve Account; and

WHEREAS: The Tioga County Legislature appointed a Project Manager and Deputy Project Manager for the FMAS project and established salaries for those positions for 2015 per Resolution No. 243-14; and

WHEREAS: Salaries to be funded for the Project Manager/Deputy Project Manager were transferred out of Interfund Transfers all Others to the Treasurer's Capital Account; and

WHEREAS: Said salaries should be reimbursed through the Financial Management Accounting System (FMAS) Capital Reserve Account H878.08; therefore be it

RESOLVED: That the 2015 salaries for the Project Manager (\$7,500.00) and Deputy Project Manager (\$4,500.00) be reimbursed through the FMAS Capital Reserve Account to the Treasurer's Capital Account as follows:

FROM:	H387808 -FMAS Capital Reserve Account	\$12,500
TO:	H1325 540140-Treasurer's Capital Account	\$12,500

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Weston.

REFERRED TO: PERSONNEL COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 256-15 TRANSFER FUNDS/FUND SELF-
INSURANCE PLAN RESERVE

WHEREAS: Tioga County Local Law No. 2 of 2015 established a Contributed Reserve cap of \$6,000,000 for the Tioga County Self Insurance Plan; and

WHEREAS: The December 31, 2014 Tioga County Self Insurance Plan Fund Balance is \$1,637,844.00; and

WHEREAS: The December 31, 2014 Tioga County Self Insurance Contributed Reserve Fund is \$1,001,120.00; and

WHEREAS: The Council of Governments approved at their October 2015 meeting the transfer of \$637,844.00 from the Fund Balance to the Contributed Reserve to continue to build up the reserve; therefore be it

RESOLVED: That the Tioga County Treasurer is authorized to transfer funds as follows:

From: Self-Insurance Fund Balance S390900	\$637,844.00
To: Self-Insurance Contributed Reserve Fund S375300	\$637,844.00

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

Legislator Standinger moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 257-15 TRANSFER OF FUNDS
PUBLIC HEALTH

WHEREAS: The costs of the mandated Education of Handicapped Children program are larger than the budgeted 2015 amounts; and

WHEREAS: Additional funding is needed to meet the costs of the Education of Handicapped Children program in 2015; and

WHEREAS: Public Health has determined the amount of additional funding needed for the mandated program through the balance of 2015; and

WHEREAS: New York State Child Passenger Safety Program funding has been awarded to the Tioga County Public Health Department; and

WHEREAS: The funding is specifically designated for the purchase of program deliverables; and

WHEREAS: Appropriation of Funds requires Legislative approval; therefore be it

RESOLVED: That funding be appropriated as follows:

From: A4012 434012 State Aid: Health Education \$ 2,500

To: A4012 540640 Health Educations: Supplies \$ 2,500

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

Legislator Huttleston moved for the adoption of the following resolution, seconded by Legislator Standinger.

REFERRED TO: ADMINISTRATIVE SERVICES

RESOLUTION NO. 259-15 *CONTRACT EXTENSION FOR PRINTING OF OPTICAL SCAN ELECTION BALLOTS AND ELECTION RELATED MATERIAL*

WHEREAS: The Tioga County Board of Elections requested bids for printing of optical scan election ballots and election related material; and

WHEREAS: The Tioga County Board of Elections received two sealed bids by the due date of August 27, 2013 and said bids were opened on August 28, 2013; and

WHEREAS: That the Tioga County Legislature awarded the bid for printing of optical scan election ballots and election related material to the lowest responsible bidder, Phoenix Graphics, Inc. on October 15, 2013; and

WHEREAS: The current contract allows for one year extensions of the contract under the same pricing and terms and the vendor has agreed to extend the same pricing and terms; be it

RESOLVED: That the Tioga County Executive be authorized to sign a one year contract extension for optical scan ballots and election related material for 2016.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

Legislator Weston moved for the adoption of the following resolution, seconded by Legislator Standinger.

REFERRED TO: LEGISLATIVE WORKSESSION

RESOLUTION NO. 260-15 *AUTHORIZE CONTRACT BETWEEN
TWIN TIER PATHOLOGY
ASSOCIATES, PC, AND TIOGA COUNTY*

WHEREAS: Beginning January 1, 2016 Twin Tier Pathology Associates, PC will provide services for autopsies, laboratory testing, x-rays, and use of morgue facilities for Tioga County; and

WHEREAS: The contract calls for \$850.00 to be paid to Pathologists and various other fees depending on tests, x-rays, etc. that are needed; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the Tioga County Chair to sign a contract, upon approval of the County Attorney, with Twin Tier Pathology Associates, PC for services rendered to Tioga County at the costs listed above and for a term of 1/1/16 through 12/31/16.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: FINANCE/LEGAL

RESOLUTION NO. 261-15 *AUTHORIZATION TO ENTER
INTO FIRST AMENDMENT TO
AGREEMENT WITH H2O PARTNERS*

WHEREAS: Tioga County entered into an agreement with H2O Partners for project closeout and compilation of necessary documents for FEMA audit and related services; and

WHEREAS: Tioga County wishes to enter into a First Amendment to Agreement with H2O Partners for services set forth in said First Amendment to Agreement to be provided for a lump sum of \$10,000; therefore be it

RESOLVED: That the Tioga County Legislature authorizes and directs the Chair to execute the First Amendment to Agreement between Tioga County and H2O Partners.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: LEGAL/FINANCE

RESOLUTION NO. 262-15 *AUTHORIZE EXECUTION OF
COOPERATIVE AGREEMENT
BETWEEN THE DEPT. OF SOCIAL
SERVICES AND THE SHERIFF'S
DEPARTMENT*

WHEREAS: Tioga County is implementing a Direct Charge Pilot Program that will maximize State reimbursement for security services, escort, protection and transport services; and

WHEREAS: The Sheriff's Department will directly charge the Department of Social Services for its services and support pursuant to a Cooperative Agreement; therefore be it

RESOLVED: That the Legislature authorizes and directs the Chair to execute the Cooperative Agreement between the Department of Social Services and the Sheriff's Department; and be it further

RESOLVED: That the Cooperative Agreement between the Department of Social Services and the Sheriff's Department shall be submitted to the New York State Office of Temporary and Disability Assistance and the Office of Children and Family Services for approval.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO:

PUBLIC WORKS

RESOLUTION NO. 263-15

*ABANDON OAK HILL ROAD SOUTH
TO TOWN OF BARTON*

WHEREAS: Tioga County has determined that there are several County Roads that don't meet any of the following characteristics of a County Road, which includes:

- Roads which connect population centers
- Roads that connect State Roads or with other County Rd.
- Major roads that pass through two or more towns
- Roads that serve a major industry or otherwise serve an important interest of the County, and

WHEREAS: The Town of Barton has submitted resolution 03-2015 accepting ownership of the section of Oak Hill Rd. from State Route 17C to Old Barton Rd.(0.28 mile) which is known as " Oak Hill Rd. South"; and

WHEREAS: Oak Hill Road South in the Town of Barton doesn't fit into the above categories; therefore be it

RESOLVED: That the Tioga County Legislature hereby authorizes abandonment of Oak Hill Road South to the Town of Barton effective November 11, 2015.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

Legislator Weston moved for the adoption of the following resolution, seconded by Legislator Standinger.

REFERRED TO: PUBLIC SAFETY

RESOLUTION NO. 264-15 AWARD BID FOR
CANDOR FIRE TOWER ACCESS ROAD

WHEREAS: The Bureau of Fire received a Round Two Inter-Operable Communications Grant; and

WHEREAS: There is a need to construct a Candor fire tower access road; and

WHEREAS: On October 27, 2015 sealed bids were opened and the results were as follows:

Bothar Construction	Binghamton, NY	\$ 84,240.00
Broome Bituminous	Vestal, NY	\$ 97,790.00
Ironwood Heavy Equipment	Rochester, NY	\$239,968.00
Edger Enterprises	Elmira Heights, NY	\$152,860.00
M.R. Dirt	Towanda, PA	\$ 97,656.00
Nelson & Streeter	Pine City, NY	\$174,600.00
R.B. Bobinson	Candor, NY	\$102,660.00
Solid Ground Services	Troy, PA	\$ 59,936.00
ZMK Construction	Apalachin, NY	\$102,850.00

And

WHEREAS: Richard Perkins, Deputy Commissioner of Public Works has completed the review of the bids and finds the low bidder Solid Ground Services, Troy PA meets all of the qualifications of the bid specifications; therefore be it

RESOLVED: That the Tioga County Legislature authorizes awarding the bid to Solid Ground Services, Troy, PA not to exceed \$59,936.00 to be paid out of account A3415 540140.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: PERSONNEL COMMITTEE
LEGISLATIVE WORKSESSION

RESOLUTION NO. 265-15 AMEND COUNTY POLICY 3;
SECTION I: ORIENTATION

WHEREAS: County Policy 3, Section IA: *Hiring of New Employees* currently indicates all new hires shall be subject to a pre-employment physical examination; and

WHEREAS: This passage is no longer accurate and instead now needs to indicate that new hires as of 1/1/2016 shall be subject to a pre-employment background check in accordance with County Policy 43: Tioga County Comprehensive Information Security Policy; therefore be it

RESOLVED: That paragraph I.A.1. of County Policy 3 be revised to read:

“1. With the exception of elected officials, Board of Elections employees and temporary employees, all new hires as of January 1, 2016 shall be subject to a pre-employment background check to determine suitability for employment.”

And be it further

RESOLVED: That those Departments who already conduct background checks for certain employees, as required by regulations, shall continue to follow the same practice and Personnel will coordinate the pre-employment background checks for all other new hires; and be it further

RESOLVED: That the remainder of Policy 3 is unchanged.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

Legislator Sullivan moved for the adoption of the following resolution, seconded by Legislator Weston.

REFERRED TO:

LEGISLATIVE WORKSESSION

RESOLUTION NO. 266-15

AMEND POLICY 23

PURCHASING AND PAYMENT POLICY

WHEREAS: Policy 23 Purchasing and Payment Policy Section III Purchasing Cards needs to be amended to reflect changes regarding new Financial Management Accounting System; therefore be it

RESOLVED: That Policy 23 Purchasing and Payment Policy Section III Purchasing Cards be amended as follows:

III: PURCHASING CARDS

Purchasing Cards are used in Tioga County as a means of providing an efficient and convenient method of purchasing and paying for small-dollar goods and services (\$2,500 or less). The program grants the authority for these commitments to those staff members in Tioga County who have been authorized to utilize a purchasing card. With this granting of authority, a cardholder also assumes complete accountability for the proper use of the card, as detailed in this policy.

The County Legislature grants authority to the Deputy County Treasurer/Program Administrator to issue Purchasing Cards to department heads for an amount to be determined by the County Legislature up to \$2,500.00 upon the recommendation of the Deputy County Treasurer/Program Administrator. Individual cards are limited to \$2,500 a month with a transaction limit of \$1,000. Departmental cards will have a transaction limit of \$2,500 and a varying monthly limit depending on the size of the department, from \$5,000 for smaller departments and up to \$50,000 for larger departments. Velocity controls limit only five purchases per day per card, but may be increased by request from the Deputy County Treasurer/Program Administrator. Departmental requests may be made to the Deputy County Treasurer/Program Administrator for an increase in the departmental card limit to pay for recurring monthly charges. These requests will be granted in concurrence with the County Auditor.

Purchasing cards may only be used for the purchase of those supplies and services that are directly related to the support and execution of the responsibilities of the using department. Improper use of a purchasing card will result in a revocation of card privileges and possible disciplinary action.

Proper Tioga County Purchasing Policies and Procedures should be followed.

The following transactions are specifically identified as those that should not be made with a purchasing card:

- Cash Advances
- Personal Gifts
- Items for Personal Use
- Alcoholic Beverages

Exceptions to this list may be only made by the Deputy County Treasurer/Program Administrator in advance of charge. Inappropriate use of Purchasing Cards will be reviewed by the Deputy County Treasurer/Program Administrator and cards will be restricted and/or canceled if inappropriate use identified.

Program Administration

The Deputy Treasurer has been designated as the purchasing card “Program Administrator”.

The Program Administrator will provide for the issue of VISA® purchasing cards to department heads and appropriate designees based on the demonstration of need. Those purchasing cards will be retained by the Departments responsible for them. All cards should be kept in a secure place (lock box or locked desk) and signed out when needed.

Individual Responsibilities

- A. The department head, working with the Program Administrator, determines how many employees in the department should be issued purchasing cards. This number should be kept to a reasonable amount of employees. Card applications (Exhibit A) are then completed by employees. Department heads then review and sign completed application forms (Exhibit A) and send them to the Card Administrator. Department heads must notify the Card Administrator immediately if they wish to revoke a card or if a cardholder terminates employment with Tioga County.
- B. The Program Administrator will distribute the cards to the employees after they are received. The employee must review the Purchase Card policies before receiving the card. The employee must sign the card immediately and complete the Purchasing Card Program Employee Agreement (Exhibit C) and the Employee Acknowledgement (Exhibit D). The Employee Acknowledgement is to confirm receipt of the card. The employee must also activate the card from their phone.
- C. If a card is lost, stolen, or misplaced, the cardholder is responsible for immediately notifying VISA® at any hour of any day, and as early as possible on the next business day, the Program Administrator.
- D. The VISA® contact number is 1-800-847-2911. The Program Administrator number is 607-687-8669.
- E. Individual cardholders are charged with using their cards properly. Department Heads are responsible for monitoring proper card usage and reviewing.

- F. The Program Administrator is responsible for maintaining a file of individuals authorized to make purchasing card transactions. The Program Administrator is also the focal point for overall program administration and problem resolution.
- G. The County Auditor audits and approves the consolidated monthly VISA® Purchasing Card statement for payment from the Munis site.

Application Procedure

- A. To request a purchase card for an employee, a Department Head submits an application (Exhibit A). The application must include a department or cost center code that can be used to allocate purchases made by the cardholder.
- B. Both the applicant and the applicant's Department Head must sign and date the form.
- C. The Program Administrator then approves and processes the purchasing card requests. The Program Administrator keeps the applications on file permanently.
- D. Each purchase card is issued to Tioga County and the individual employee named on the card. No one else can use this card-even in an emergency situation.
- E. When cardholders receive their card, they must sign and return an acknowledgement letter (Exhibit B) and, if they have not previously signed one, a Tioga County Purchasing Card Program Agreement (Exhibit C). The acknowledgement letter confirms receipt of the card, while the agreement is the employee's signed pledge to follow the purchasing card policies and accept responsibility for any personal misuse of the card.

Using the Purchasing Card

- A. The purchasing card program is designed to let end-users of goods and services buy these necessary items directly from vendors, thus increasing efficiency, decreasing cycle time and reducing paperwork.
- B. Tioga County's general criteria for using a purchasing card are:
 - Eligible orders must total \$2,500 or less (including freight)
 - Goods or services that total more than \$2,500 may not be broken into smaller purchases (parceling) to avoid going over the limit.
 - No cardholder may make more than five (5) purchases per day or ten (10) purchases per month unless approved by the Program Administrator.
 - Each cardholder must use the Munis web-based online system (<http://munis.co.tioga.ny.us:55000>) to review and approve all charges or place into dispute charges to their credit card.
 - Eligible orders still must be under use code budgeted amount.
- C. While most merchants will accept the purchasing card, some merchandise and merchants may be excluded from the purchasing card program. If the card is presented to an excluded merchant, the transaction will be declined.

If a cardholder believes a vendor who declines a transaction should fall within an approved category, he/she should contact the VISA® customer service number on the card to determine if the transaction was declined because of the cardholder exceeded a daily or monthly limit on the number of transactions or total value of transactions.

When a cardholder is declined at a point-of-sale terminal, VISA® Commercial Card Customer Service will not authorize the transaction, but will identify the reason for the decline. If a merchant has been improperly excluded, the cardholder can contact the Program Administrator to change the blocking procedure that is in place. If a dollar limit

- has been exceeded, the cardholder should contact his or her Department Head to determine if the card limit can be increased.
- D. No Tioga County employee shall attempt to purchase an item using a purchasing card issued to another person. Delegation of authority is not permitted in regard to card transactions.
 - E. More than one person may be authorized to use a “department card” or “virtual ghost account”. A ghost account is set up to allow multiple individuals within a single department to telephone orders to one or several vendors using the same account number. The account number should be safeguarded as carefully as a physical card and no one but authorized individuals should attempt to use it. The Department Head is responsible for accuracy and charges on accounts.
 - F. Each purchasing card is linked to a unique cost center/department code. All purchases made with the card are automatically charged to the corresponding cost center/department code unless another cost or project code is given when a statement of account report is created on Munis.
 - G. When using the Purchasing card for travel, information pertaining to the conference, seminar, etc. should be included with detailed receipts and Munis statement of account report for reconciliation and submission to the County Auditor. Meals purchased with the card should be in accordance with Tioga County Policy 11, section VII following the GSA per diem rates. If the meal purchased exceeds the per diem, the cardholder will be responsible for reimbursing the exceeding amount to the county. A personal check made payable to the Tioga County Treasurer should be included with the paperwork required for submission to the County Auditor.
 - H. Purchasing card transaction receipts should be kept for reconciliation. For telephone orders, the cardholder should request a receipt from the vendor and keep for reconciliation.
 - I. If any item purchased with the purchasing card is returned, the merchant must credit the card account. The cardholder should also include any credit receipt with the reconciliation paperwork.
 - J. The Program Administrator is responsible for all card maintenance for both the M&T site and Munis site, and must be notified of any updates or changes that are needed, such as a cardholder’s change of name or a change in transaction authorization limits. Department Heads request these changes by completing the appropriate sections of the same application form used to obtain new cards.

Monthly Reconciliation

- A. VISA® will e-mail a monthly activity statement around the 1st of each month to each individual cardholder and also sends a consolidated statement to the Treasurer’s Office which is then copied and forwarded to the County Auditor. These monthly activity statements do not need to be attached to the Munis Purchasing Card Statement.
- B. Each employee who has a purchasing card is responsible for verifying the accuracy of charges by performing the following reconciliation steps; on-line at the Munis website: <http://munis.co.tioga.ny.us:55000>
- C. If an error is discovered on the monthly activity statement, the cardholder should immediately notify the County Auditor. Errors not reported within 60 days cannot be reported on-line. Disputes for charges over 60 days old will need to be reported through the M&T Bank Customer Service 800 number.
- D. The cardholder creates a Purchase Card Statement on Munis and scans and includes corresponding receipts and/or invoices, which then flow through a workflow process to the Department Head and then to the County Auditor for review and approval. Purchases will

be imported on a weekly basis to Munis. Departments may weekly review their statements and send for workflow processing, but at minimum Purchase Card Statements shall be done on a bi-weekly basis.

- E. The approving department head is responsible for reviewing and approving the Purchase Card Statement bi-weekly. The County Auditor then reviews the information for accuracy and final approval for accounting purposes. By his/her approval, the department head indicates that all charges for the cardholder have been reviewed and approved as expenditures made in compliance with the Tioga County Purchasing policies.

Billing and Remittance Procedures

Tioga County's Purchasing Card Payment System is done through Munis. Each cardholder receives a statement through Munis weekly and most reconcile bi-weekly. A summary of all charges with supporting detail through Munis is sent to the County Auditor who posts the individual totals to the proper accounts based on the department or cost center code linked to each card number. The actual payment is automatically debited from our General Fund Bank Account on the 10th of the following month.

If required, charges may be re-allocated to other accounts by changing the account coding on the transaction screen on-line.

Reconciling the transactions shown on the monthly activity statement supplied by VISA® with the cardholder's individual charge slips is the primary responsibility of the cardholder.

Vendors should not charge unless goods have been delivered or services rendered.

Auditing

All card purchases will be audited by the County Auditor to confirm the Purchasing Cards are being utilized responsibly, receipts are being retained, the Cardholder's statements are being reconciled on a timely basis and accounts are being charged. If there are discrepancies, inaccurate charges, etc., the Program Administrator will be notified who will then determine action necessary.

Records

An example of a monthly Purchase Card Statement from Munis is attached (Exhibit E).

If the purchasing card is used to purchase anything related to travel, conference information must be included.

A Purchasing Card Statement that includes any meal purchased exceeding the per diem rate must have check included for reimbursement to the County made payable to the Tioga County Treasurer.

Any purchase that does not include an accounting code is posted as an operating expense for that department/cost center linked to the cardholder in Munis.

Budget Allocations

General ledger entries related to purchasing card use are posted on a bi-weekly basis.

If a transfer or adjustment of operating expense is required, the Treasurer's Office will make the adjustment in the month the request is received through the Financial Guidelines processes in place.

Summary

Participating suppliers are paid by VISA® within 24 to 48 hours of each business transaction depending on their relationship with the processing bank.

Tioga County asks its employee cardholders to exercise good judgment and act responsibly when using their VISA® Purchasing Cards.

These cards are issued in the names of individual employees and all activity is assumed to have been incurred by employees named on the cards even though the Treasurer's Office will be responsible for actual payment.

We ask employees to always retain card receipts and safeguard your credit card.

If you have any questions about the purchasing card program or need additional information, please contact the Tioga County Program Administrator.

And be it further

RESOLVED: That Exhibit E Statement of Account Report is replaced as follows:

Exhibit E Statement of Account Report

Card and Statement

Card number: 4715562551000364
 Current card holder: Cathy Haskell
 Name on card: Cathy Haskell
 Statement ID: 1
 Statement code: 070115

Transaction

Munis Transaction ID: 1
 Card holder for transaction: Cathy Haskell
 Vendor: 106 ... Tioga County Treasurer
 Charge description: [Redacted]
 Charge date: 09/30/2015
 Post date: 07/01/2015
 Import date: 09/08/2015
 MCC code: [Redacted]
 Commodity code: [Redacted]
 Transaction amount: 100.00
 Allocation code: [Redacted]
 Contract: [Redacted]
 PO year/numberline: [Redacted] PO Liquidation
 Document number: 3 Invoice

Allocations

PA Ty...	Project Account	Org	Obj	Project	Description	Percent	Amount A	GL Bud	PA Bud
		A1010	540420		Office Supplies	100.000	100.00	N	A

And be it further

RESOLVED: That the remainder of Policy 23 remain in full force and effect.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: FINANCE/LEGAL

RESOLUTION NO. 267-15 AMEND POLICY 39 –
ASSIGNMENT & USE OF
COUNTY VEHICLES

WHEREAS: County Policy 39 Assignment & Use of County Vehicles needs to be amended regarding Section IV Approved Driver List; and

WHEREAS: Section IV Approved Driver List needs to include a statement about mandatory driver training for employees on the approved driver list; and

WHEREAS: Section IV Approved Driver List needs to include a statement about Legislators who operate a County vehicle and/or personal vehicle for County business to take mandatory driver training on-line; therefore be it

RESOLVED: That Policy 39 Assignment & Use of County Vehicles Section IV Approved Driver List be amended as follows:

Section IV-A. – Approved Driver List - Add a sentence as follows:

“All employees who operate a County vehicle and/or personal vehicle for County business and who are on an approved driver list shall be required every three years to attend a driver training full day course certification and/or recertification.”

Section IV. – Approved Driver List – Add D as follows:

“D. All Legislators who operate a County vehicle and/or personal vehicle for County business and receive reimbursement shall be required every three years to either attend a driver training full day course certification and/or recertification or take a course on-line every three years for certification and/or recertification. If taking the course on-line, shall produce a certificate of certification to the Safety Officer within a month of taking said course.”

And be it further

RESOLVED: That the remainder of Policy 39 – Assignment & Use of County Vehicles shall remain in full force and effect.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO: PERSONNEL COMMITTEE
LEGISLATIVE WORKSESSION

RESOLUTION NO. 268-15 AMEND COUNTY POLICY 44;
NON-UNION BENEFITS

WHEREAS: County Policy 44 outlines various benefits available to Non-Union employees; and

WHEREAS: The 2016 funding level of the Health Reimbursement Accounts needs to be addressed; therefore be it

RESOLVED: That effective January 1, 2016, the following change shall take effect:

SECTION 5: HEALTH & DENTAL INSURANCE

The section regarding the Health Reimbursement Accounts shall be changed as follows:

For 2012 – 2016, the Health Reimbursement Accounts shall be funded by the County at the following levels:

Individual:	\$2,600
Family:	\$5,200

And be it further

RESOLVED: That the remainder of Policy 44 is unchanged.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Standinger.

REFERRED TO: PERSONNEL COMMITTEE

RESOLUTION NO. 269-15 *AUTHORIZE CONTRACT WITH THE HARTFORD TO ADMINISTER MEDICARE ELIGIBLE RETIREE HEALTH INSURANCE*

WHEREAS: Effective January 1, 2014 Tioga County implemented The Hartford Medicare Supplemental Plan F coupled with a drug plan with \$5/\$15/\$30 co-pays for Medicare eligible retirees and retirees' spouses; and

WHEREAS: This Medicare plan continues to provide optimal coverage to Medicare eligible retirees at a lower cost to Tioga County than previous coverage offered; and

WHEREAS: The Hartford has submitted a new contract to administer the Medicare Supplemental Plan F and drug plan with \$5/\$15/\$30 co-pays for the period of January 1, 2016 through December 31, 2016; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the Chair of the Legislature to enter into a contract with The Hartford, subject to review by the County Attorney, to administer these insurance benefits for Tioga County for the period January 1, 2016 through December 31, 2016.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Standinger.

REFERRED TO: PERSONNEL COMMITTEE

RESOLUTION NO. 270-15 *AUTHORIZE PURCHASE OF SPECIFIC EXCESS AND EMPLOYERS' LIABILITY INSURANCE FOR WORKERS' COMPENSATION PROGRAM*

WHEREAS: The Tioga County Self-Insurance Plan's excess insurance policy and employers' liability insurance policy expire December 31, 2015; and

WHEREAS: The Tioga County Self-Insurance Plan by-laws allow the committee to purchase excess or catastrophic insurance; and

WHEREAS: The continuance of both excess and employers' liability insurance policies help to limit exposure to the Tioga County Self-Insurance Plan; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the Chair of the Legislature to purchase specific excess insurance and employers' liability insurance, subject to review by the County Attorney, from an A- Rated or better insurance company for the period of January 1, 2016 through December 31, 2016 to be paid for out of the 2016 Tioga County Self-Insurance budget.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Standinger.

REFERRED TO: PERSONNEL COMMITTEE

RESOLUTION NO. 271-15 *AUTHORIZE CONTRACT RENEWAL
CSEA EMPLOYEE BENEFIT FUND*

WHEREAS: Resolution #276-11 authorized a contract with CSEA Benefit Fund to administer Solstice Vision and Dental plans for CSEA and Non-Union employees; and

WHEREAS: The Dental and Vision plans are contractual benefits for CSEA employees, to be continued for 2016; therefore be it

RESOLVED: That the Chair of the Legislature is hereby authorized to sign a contract, subject to review by the County Attorney, with CSEA Employee Benefit Fund for the purpose of facilitating the Solstice Dental and Solstice Vision plans for the period of January 1, 2016 – December 31, 2016

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

Legislator Sullivan moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: PERSONNEL COMMITTEE

RESOLUTION NO. 272-15 *AUTHORIZE CONTRACT FOR BACKGROUND
CHECKS (PERSONNEL)*

WHEREAS: The Information Security Policy adopted in October 2015 contains a requirement that all new hires as of January 1, 2016 have a background check conducted; and

WHEREAS: The Personnel Department will coordinate the background checks being conducted pre-employment by an outside agency; and

WHEREAS: There is interest in contracting with a local agency for these services in order to expedite the process and avoid unnecessary delays in the hiring process; and

WHEREAS: Evolution Consulting, LLC (EVOCON) has a proven track record for providing quality service at a reasonable price; therefore be it

RESOLVED: That the Personnel Department is hereby authorized to enter into a contract with EVOCON to conduct background checks as of January 1, 2016; and be it further

RESOLVED: That said contract shall be in effect January 1, 2016 – December 31, 2016.

Legislator Hollenbeck made a motion to amend the above resolution, seconded by Legislator Standinger as follows:

Change the first resolved to read:

“RESOLVED: That the Chair of the Tioga County Legislature is hereby authorized to enter into a contract with EVOCON to conduct background checks as of January 1, 2016; and be it further”

ROLL CALL VOTE ON AMENDMENT

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

ROLL CALL VOTE ON RESOLUTION AS AMENDED

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Case.

REFERRED TO:

LEGISLATIVE COMMITTEE

RESOLUTION NO. 273-15

*AUTHORIZE APPOINTMENT OF 2ND ASSISTANT
DISTRICT ATTORNEY
DISTRICT ATTORNEY'S OFFICE*

WHEREAS: The 2nd Assistant District Attorney position has been vacant since September 21, 2015; and

WHEREAS: In order to maintain efficiencies within his office, the District Attorney seeks to fill this vacancy by promoting the 3rd Assistant District Attorney to the position; therefore be it

RESOLVED: That the Tioga County District Attorney is hereby authorized to appoint Palmer J. Pelella to the position of 2nd Assistant District Attorney at an annual salary of \$45,129 (non-union base) effective November 16, 2015.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Case.

REFERRED TO:

LEGISLATIVE COMMITTEE

RESOLUTION NO. 274-15

*AUTHORIZE SALARY INCREASE OF 1ST
ASSISTANT DISTRICT ATTORNEY
DISTRICT ATTORNEY'S OFFICE*

WHEREAS: The 1st Assistant District Attorney position was backfilled on September 21, 2015; and

WHEREAS: Based upon the actual workload within the office, there is a need to increase the work hours of the 1st Assistant District Attorney from part-time to full-time and also increase the annual salary of said incumbent; therefore be it

RESOLVED: That the Tioga County Legislature hereby authorizes the increase of work hours of the 1st Assistant District Attorney from part-time to full-time and that Cheryl Mancini's annual salary shall be increased to \$65,000.00 effective November 16, 2015.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Case, Hollenbeck, Huttleston and Sauerbrey.

No – None.

Absent – Legislator Monell.

RESOLUTION ADOPTED.

The meeting was adjourned at 12:23 P.M.

Public Hearing
2016 Budget
November 18, 2015

The Public Hearing on the 2016 Budget was called to order by the Chair at 6:00 P.M. Six Legislative members were present, Legislators Case, Monell and Sullivan being absent.

There were 3 people in attendance along with Budget Officer Rita Hollenbeck.

The Clerk read the legal notice as published in the official newspapers.

Rita Hollenbeck, Budget Officer gave the 2016 budget presentation.

“Honorable Members of Tioga County Legislature and the Citizens of Tioga County

“I present to you the proposed Tentative County budget for 2016.

“The overall gap between the proposed county expenditures and revenues has decreased by \$2,978,210 from the prior year. This is primarily related to the 2015's Capital Fund's bridge projects. There is still a deficit in the 2016 proposed budget. I propose using a total of \$2,665,744 to bridge this gap.

“Departments again were asked to keep their costs neutral for the 5th year in a row. Decisions were made to patch roofs rather than replace them and additional sacrifices were made. Any increases seen were obligated and necessary. Fortunately the largest increase the county's Health Insurance was offset by the NYS Retirement's decrease. The deficit amount would be estimated to be an additional \$1,000,000. if not for this relief.

“You may wonder how or what has kept us afloat when charged with staying under a state imposed property cap. Four major factors have contributed. First the legislature proactively established reserves or savings to help bridge the gap. Second was the dissolution of the Consolidated Health Fund that infused a fund with additional revenue. Third in 2013 we borrowed for the needed bridge replacements and energy improvements.

“The fourth contributing factor and most significant of all is the ongoing collaboration of department heads, staff and legislature. They continue to diligently hold the line on spending any way possible. They collectively hunt out

additional revenue opportunities with grants, shared services, and economic development efforts.

“Reliance on state and federal funds has proven to be the Achilles heel as it continues to dwindle each year for rural upstate counties. Alternate sources of revenue for the county helps us all become less dependent on state and federal funding.

“Depleting the fund balance, continued borrowing for infrastructure needs, or cutting non mandated services is not feasible or sustainable. More than 86% of the County services and associated costs are for mandated services. There are few options left on the county level other than cuts to the outside agencies, town and villages. I am pointing out simply the reality of the counties’ position based on factual numbers and forecasting the historical trends the county has seen.

“The cap will be a continued constraint. Our revenue stream will improve with increased Sales Tax, Occupancy Tax and Casino funds. At this time it is difficult to measure or predict the positive fiscal impact to the county or if this will be enough to bridge the gap.

“In 2016 the county continues to share sales tax with the towns and villages and distributes over \$4,600,000 in the budget. Some counties retain 100% of the sales tax or have needed to reduce the distribution percent to balance their budgets. We continue the same level of funding to outside agencies at a net cost of \$689,363. We need to continue to measure the value of services they provide in relationship to the funding we provide.

“2016 marks the 5th consecutive budget year Tioga County has stayed under the State imposed property tax cap. The 5 year average increase in the tax levy has been 1.8% each year.

“New York State had announced a Property Tax rebate initiative this past year. We qualified in 2015 and citizens have seen rebates ranging from \$20 to \$100.00. Tioga County’s efficiency plan was recently approved and residents are now eligible again for this tax rebate. The county’s increased portion of the 2016 tax bill will be refunded to residents. I encourage taxpayers to hold the fire districts, town, villages and schools to the same level of success and accountability for their portion of your annual tax bills.

“The county tax levy will increase by \$436,400 or 2.00%, to \$22,161,628. The tax levy for recycling in the solid waste budget has increased by \$18,084 or 1.80% to \$1,023,742.

“The total tax levy increase is \$454,484 or 2.00% to \$22,730,886. Under this proposed budget we are under the tax cap and will not have rollover funds moving into 2017 budget year.

“The Composite Tax Rate is \$8.49 per \$1,000.00 of taxable value. The average assessed \$100,000 home will pay \$849.00 in county taxes. Tax rates will vary from town to town due to the state established equalization rates and the town's apportionment percent.

“I would like to thank the County Legislature, department heads and all county employees for their participation in the annual budget process. Special recognition and thanks to Mary Hogan, Terie Huesby, and Bethany O'Rourke for their parts in the budget process.

“The proposed tax levy cannot be increased after tonight's hearing without an additional public hearing. If you have comments to present to the Legislature regarding the proposed budget, the floor is now open.”

There being no comments, the hearing was adjourned at 6:23 P.M.

Public Hearing
Local Law Introductory No. G of 2015
November 19, 2015

The Public Hearing on Local Introductory No. G of 2015 A Local Law Making Gold Star Parents eligible for the Veterans' Alternative Exemption was called to order by the Chair at 10:00 A.M. Eight Legislative members were present, Legislator Case being absent.

There were 4 people in attendance.

The Clerk read the legal notice as published in the official newspapers.

Terie Huseby, Real Property Tax Director spoke. "A Gold Star Parent as defined in the Real Property Law 458-a shall mean the parent or parents of a child who died in the line of duty while serving the United States of America during a period of war, Gold Star Parents shall be included in the definition of qualifying owner as provided in Real Property Tax Law 458-a part 1c and the property owned by the Gold Star Parent shall be included within a definition of a qualifying residential real property as set forth in the Real Property Tax Law 458-a, part 1, part d provided that such real property shall be the primary residence of a Gold Star Parent.

"As a resident of Tioga County, I live at 386 Anderson Hill Road, I would like to put my input into this exemption. Parents of a fallen soldier suffer each day with their loss of a child. Their child paid the ultimate sacrifice in defending our country and our freedom. Approving the Gold Star exemption shows respect and support in recognizing the sacrifice their child made for our freedom. I give my full support for the County to adopt this law."

Jim Craft, Town of Barton spoke. "I was curious what prompted this decision? Why did you come up with this?"

Legislative Chair Sauerbrey spoke. "Well it was brought to our attention that there was such an exemption and we did have someone call and ask, and at that time I did not realize that we as a County had the authority to make it happen, so I went to Terie and asked her about it and she pointed out that a while ago before we were all on the Legislative Board, it was brought to the Board and the County decided not to participate, I think is how it went, but then we decided looking at it that it was something that we felt we wanted to support."

Jim Craft spoke. "I guess my comment is that since our Commander in Chief has put our servicemen and women in harm's way, shouldn't he be picking up the tab to support the families rather than putting the burden on the municipalities. Has anybody addressed this at the State level or the Federal level and take it to that level rather than the County level?"

Legislative Chair Sauerbrey spoke. "Not as of yet."

Jim Craft spoke. "Is there any plans to do that?"

Legislative Chair Sauerbrey spoke. "No, but that certainly is an idea."

Legislator Standinger spoke. "I am obviously a resident of this County and a member of the Legislature. I am also a Veteran and I am the son of a Veteran. The point I would like to make is, this is a very small token of appreciation to the families that have lost members as a result of wars and conflicts, and I think this is the least we can do to pay those people back. I do not think there is anybody in this room that would want to get this exemption. I know I would not and if anybody in the room would, please stand up if you are willing to sacrifice a child to get an exemption. I do not believe that anybody here would do that. I have no problem at all with granting this exemption to someone who has suffered that loss."

Legislator Huttleston spoke. "I am a Veteran too, but the biggest complaint I get in the area is the Town of Owego's Veterans' exemption is a lot less than a lot of other areas. I think what we should be looking at too maybe is somehow force the Town maybe to increase the Veterans' exemption. This is a very small amount. It is really a pittance. It does not really affect the taxes to any degree, but the other thing that is important is that this has to be policed properly so somebody is not taking advantage of it that is not really eligible, and I think that you are going to be able to police it. I wish we could look at the Veterans' exemption for all Veterans including you and me, and other Veterans."

Legislator Standinger spoke. "In full disclosure, although I am a Veteran, I do not qualify for any exemption and I probably would not take it anyway if I did qualify, but I do not see that happening, so I will not be forced to make that decision."

There being no further comments, the hearing was adjourned at 10:07 A.M.

Fourth Special Meeting
November 19, 2015

The Fourth Special Meeting of 2015 was called to order by the Chair at 10:07 A.M. Eight Legislative members were present, Legislator Case being absent.

Chair Sauerbrey asked Legislator Roberts for a moment of prayer. "I would like to ask for a moment of silence for all the victims that were massacred in France over the weekend."

Legislator Roberts led all Legislators and those in attendance in the Pledge of Allegiance.

There were 2 people in attendance.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Huttleston.

REFERRED TO: PUBLIC SAFETY COMMITTEE

RESOLUTION NO. 275-15 *CONTRACT AUTHORIZATION – CORRECTIONAL
MEDICAL CARE FOR JAIL MEDICAL AND MENTAL
HEALTH SERVICES*

WHEREAS: A Request for Proposal (RFP) for providing comprehensive medical and mental health services to inmates at the Tioga County Jail was distributed to five companies; and

WHEREAS: Three companies (Correctional Medical Care; Prime Care Medical; Quality Choice Correctional Health Care) responded and submitted proposals which were thoroughly evaluated; and

WHEREAS: It was determined that Correction Medical Care submitted the best proposal to meet the scope of work detailed in the RFP; and

WHEREAS: A recommendation was made to the County Legislature to award Correctional Medical Care a two-year agreement with the option to renew for three (3) additional one-year terms; therefore be it

RESOLVED: That an agreement be created to have Correctional Medical Care provide comprehensive medical and mental health services for the inmates at the Tioga County Jail for a two-year period beginning January 1, 2016, with the option to renew for three additional one-year terms; and be it further

RESOLVED: That the Tioga County Legislature authorize the execution of this Agreement with Correctional Medical Care to provide such services.

ROLL CALL VOTE

Yes – Legislators Roberts, Sullivan, Weston, Hollenbeck, Huttleston, Monell and Sauerbrey.

No – Legislator Standinger.

Absent – Legislator Case.

RESOLUTION ADOPTED.

Legislator Monell moved for the adoption of the following resolution, seconded by Legislator Sullivan.

REFERRED TO:	LEGISLATIVE WORKSESSION
RESOLUTION NO. 276-15	<i>CREATE AND FILL TEMPORARY SPECIAL ASSISTANT POSITION (COUNTY CLERK'S OFFICE)</i>

WHEREAS: The current County Clerk is retiring effective November 30, 2015; and

WHEREAS: The recent election resulted in Andrea Klett being elected as County Clerk effective January 1, 2016; and

WHEREAS: Current Deputy County Clerk Lila Hall will serve in the absence of the County Clerk from December 1-31, 2015; and

WHEREAS: There is an interest in creating an opportunity for Ms. Klett to be trained by Ms. Hall prior to January 1, 2016; therefore be it

RESOLVED: That one, temporary position of Special Assistant is created effective November 30 until December 31, 2015 at an hourly rate of \$15/hour; and be it further

RESOLVED: That Andrea Klett is authorized to fill said temporary position effective November 30, 2015.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Hollenbeck, Huttleston, Monell and Sauerbrey.

No – None.

Absent – Legislator Case.

RESOLUTION ADOPTED.

Legislator Standinger moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: LEGISLATIVE WORKSESSION

RESOLUTION NO. 277-15 AUTHORIZE APPOINTMENT: PUBLIC HEALTH
DIRECTOR (PUBLIC HEALTH)

WHEREAS: The position of Public Health Director became vacant on July 7, 2015; and

WHEREAS: The recruiting process resulted in an impressive pool of candidates; and

WHEREAS: An Interview Committee comprised of Board of Health representatives as well as County representatives has selected the candidate they believe is best suited for the position; and

WHEREAS: The Board of Health made an appointment at their November 19, 2015 meeting of Lisa McCafferty as Public Health Director subject to approval by the NYS Health Department; and

WHEREAS: The NYS Health Department has confirmed Ms. McCafferty's eligibility for appointment; therefore be it

RESOLVED: That Lisa McCafferty be appointed Public Health Director effective December 14, 2015 for the balance of the existing 6 year appointment, which ends January 17, 2017; and be it further

RESOLVED: That Ms. McCafferty will be paid an annual salary of \$75,000 with the possibility of a \$5,000 increase after 6 months, contingent upon a satisfactory evaluation.

ROLL CALL VOTE

Yes – Legislators Roberts, Standinger, Sullivan, Weston, Hollenbeck, Huttleston, Monell and Sauerbrey.

No – None.

Absent – Legislator Case.

RESOLUTION ADOPTED.

The meeting was adjourned at 10:10 A.M.

*Twelfth Regular Meeting
December 15, 2015*

The Twelfth Regular Meeting of 2015 was held on December 15, 2015 and was called to order by the Chair at 6:00 P.M. Seven Legislative members were present, Legislator Sullivan being absent.

Chair Sauerbrey asked for a moment of prayer. "Heavenly Father, we thank you for this day. We ask for your blessing on all of us this holiday season. Guide and direct this Legislature to make good decisions for the entire County and we pray especially for our friend and colleague, Ray Case and his family as he passed away. We ask God's blessing on his family."

Chair Sauerbrey led all Legislators and those in attendance in the Pledge of Allegiance.

There were 54 people in attendance.

Legislator Monell read and presented the following Proclamation to the Tioga Central High School Football Team.

PROCLAMATION

WHEREAS: The Tioga County Legislature is extremely proud of all School Districts and appreciate the value that schools bring to our communities; and

WHEREAS: The Legislature is equally proud of our young people and recognize the students that participate in programs that build character through extracurricular activities and specifically sporting events; and

WHEREAS: Student-athletes can establish a strong foundation upon which they can go on to lead extraordinary lives; and

WHEREAS: The Tioga County Legislature would like to congratulate and applaud the accomplishments of the Tioga Central High School Football team as they won their first Class D State Championship on Friday, November 27, 2015 at the Carrier Dome in Syracuse against Ticonderoga, 33 – 26; and

WHEREAS: The Tioga Central Football Team members are: Scott Franks, Connor Hutchinson, Thomas Card, Jake Lewis, Jesse Manuel, Tanner Folk, Alex Quinn, Nick Klossner, Skylar Jorgensen, Max Johnson, Mitch Taylor,

Jake Decker, Damon Rockwell, Tyler Whitmore, Maverick Harding, Nick Sargent, Brandon LaDue, Ryan Waibel, Justice Howey, Trey Floyd, Zach Blayda, Adam Zwierlein, Justin Rockwell, Trenton Perrotta, Austin Lynch, Austin Payne, Zach Perry, Caleb Decker, Ben Wood, Caleb Manwaring, Trey Howey, Chris Rice, DJ Hartman, Peter Kuhlman, Scott Siberski, Dillon Adams, Larry Adams, Zach Hutchinson, Dylan Gowan, Gabe Martin. This football team was lead to victory under the leadership of: Head Coach Nick Aiello, Assistant Coaches Kevin Evanek, Adam Macauley, Brian Card; now therefore

THE TIOGA COUNTY LEGISLATURE does hereby recognize and commend the Tioga Central High School Football Team for its accomplishments of winning the First Class D State Championship, Go Tigers!!!

Chair Sauerbrey read and presented the following Proclamation to the Owego Girls Volleyball Team.

PROCLAMATION

WHEREAS: The Tioga County Legislature is extremely proud of all School Districts and appreciate the value that schools bring to our communities; and

WHEREAS: The Legislature is equally proud of our young people and recognize the students that participate in programs that build character through extracurricular activities and specifically sporting events; and

WHEREAS: Student-athletes can establish a strong foundation upon which they can go on to lead extraordinary lives; and

WHEREAS: The Tioga County Legislature would like to congratulate and applaud the Owego Free Academy Girls Volleyball Team as they won their second state title in three years on Sunday, November 22, 2015 with a 3-1 victory over Long Island's John Glenn in the finals. After splitting the first two games at the Glens Falls Civic Center, the Indians took the last two to win the New York State Class B Championship, a title they also won in 2013; and

WHEREAS: The Owego Free Academy Girls Volleyball Team members are: Makenna Kallin, Summer Manville, Sarah Kies, Madison Delaney-Hammond, Brinn Shaughnessy, Paige Taylor, Bella Coleman, McKenzie Hart, Grace Thomas, Kim Lavender, Kayla Snyder, Michayla Jenkins, Savannah Terry, Ruby Coleman under the leadership of Coach Brittney Race; now therefore

THE TIOGA COUNTY LEGISLATURE does hereby recognize and commend the Owego Girls Volleyball Team for its second achievement as NYS Champions. Twenty sports one team.

Chris Kallin of the Employee Recognition Committee presented the Employee of the 4th Quarter 2015 to William Ostrander, GIS Manager. "On behalf of the Employee Recognition Committee I would like to thank the Legislature for their continued support of the Employee Recognition Program and we would ask that you join us in congratulating Bill Ostrander on being selected as Tioga County's 2015 Employee of the 4th Quarter.

"Bill began his career with Tioga County on July 16, 2007 as the County's Geographic Information Systems Manager in the Information Technology and Communications Services Department. As Tioga County's GIS Manager, Bill is responsible for the collection of digital geographic information, which then can be used for making maps. These maps in turn can be used to reveal new geographic information. The geographic information thereby supports Tioga County's departments and agencies, and their decision making by Tioga County's leaders and citizens.

"There are few departments in the County that Bill has not helped. Bill lives in Elmira with his wife Joan. He is an active bird watcher and has participated in numerous bird counts. It is not unusual for Bill to travel to different states to go on bird hikes or birding expeditions. Bill and Joan also like to spend time at their family farm in Pennsylvania. We congratulate Bill and thank you for your outstanding loyalty and hard work to Tioga County. Your dedication is appreciated by all."

Chair Sauerbrey spoke. "Normally Loretta would be here to speak on behalf of Bill, but she is unable to be here, so I get to talk about Bill tonight and that makes me feel really good because Bill you are a great guy and your presence is calming. When things are a little crazy around here and we need good information, we know that you can provide that to us and we appreciate it. This County is pretty successful, we gather a lot of good information, we do a lot of good work because of employees like you. I just want to say thank you and this is long deserved."

Bill Ostrander spoke. "I am pretty sure I have the most fun job in the County, so that makes it a lot easier. In addition to that, I get lots of support. I have had two great supervisors who have both seen fit to just let me do what I do, Doug, of course, my current supervisor and Suzanne Horton before him. That has made it nice and they make sure that I have the tools I need and, of course, that needs the approval of the Legislature, so thank you very much. Because I

do work with lots of departments, I get to learn things that I know nothing about in order to help them and that is quite an opportunity for me. Then I find that all of the people that I have worked with in all the departments have been really great and supportive, and open to new things, and I see all of them working very hard and conscientiously in their jobs, and that certainly helps me do a good job as well. Thank you."

Doug Camin, Information Technology Director spoke. "I did want to take a moment just to put it on the Legislative record if you will, to say that Bill your award definitely is well deserved and you are definitely an asset to the department, and the work that you do is both exemplary and a model for other Counties, which is demonstrated by the fact that of all the work that you do helping other Counties set up things in ways that we have things set up because of the examples that have been defined here. Because of all that, very well deserved recognition and it is my privilege to have supported and offered my support in seeing you recognized for this type of award. I am very grateful that you were chosen and feel it is very appropriate. Thank you."

Chair Sauerbrey acknowledged that our new Public Health Director is here with us today, Lisa McCafferty.

There was no privilege of the floor.

Legislator Monell made a motion to approve the minutes of November 10 and 19, 2015, seconded by Legislator Hollenbeck, and carried.

Chair Sauerbrey stated that all Legislative Committees met this month and the minutes are or will be on file with the Clerk of the Legislature.

Legislator Monell moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO:	LEGISLATIVE WORKSESSION
RESOLUTION NO. 278-15	<i>FIX TIME OF ORGANIZATIONAL MEETING</i>

RESOLVED: That the Organizational Meeting of this Legislature be held at 9:00 A.M., Monday, January 4, 2016.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Roberts, Standinger, Weston, Hollenbeck, Huttleston and Monell.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: FINANCE COMMITTEE

RESOLUTION NO. 279-15 YEAR END TRANSFERS

RESOLVED: That unencumbered balances of appropriation accounts, unanticipated revenue fund balances in the amount equal to the sum of overdrawn appropriation accounts in all funds be, and hereby are appropriated to overdrawn accounts; and be it further

RESOLVED: That the County Treasurer is hereby authorized and directed to effect this resolution.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Roberts, Standinger, Weston, Hollenbeck, Huttleston and Monell.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: FINANCE COMMITTEE

RESOLUTION NO. 280-15 AUTHORIZE TREASURER TO ENCUMBER FUNDS

RESOLVED: That the County Treasurer be and hereby is authorized to encumber whatever funds he deems necessary, subject to the approval of the Finance Committee; and be it further

RESOLVED: That said funds be encumbered before December 31, 2015 to allow proper coding of bills for payment in January.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Roberts, Standinger, Weston, Hollenbeck, Huttleston and Monell.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Weston.

REFERRED TO: FINANCE COMMITTEE

RESOLUTION NO. 281-15 *ADOPT COUNTY BUDGET FOR 2016,
APPROPRIATIONS AND SALARY
SCHEDULE*

RESOLVED: That the tentative budget for Tioga County for the year 2016 submitted by the Budget Officer on November 13, 2015 and approved by the Finance Committee be, and the same hereby is adopted as the official Budget for the year 2016; and be it further

RESOLVED: That the several amounts specified in such budget as to the total for the several objects as set forth in Schedule 1 therein be appropriated for such objects, effective January 1, 2016; and be it further

RESOLVED: That the full time Salary Schedule 5 set forth in the budget be adopted effective January 1, 2016.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Roberts, Standinger, Weston, Hollenbeck, Huttleston and Monell.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: FINANCE COMMITTEE

RESOLUTION NO. 282-15 TOWN TAX LEVY

WHEREAS: There has been presented to this Legislature a duly certified copy of the annual Budgets of each of the several Towns of the County of Tioga for the fiscal year beginning January 1, 2016; be it

RESOLVED: That there shall be, and there is, assessed against and levied upon and collected from the taxable property situate in the following Towns outside the incorporated Villages or partially located therein, the amounts indicated for Town purposes as specified in the Budgets of the respective Towns as follows:

<u>Part Town</u>	<u>General Outside</u>	<u>Highway Outside</u>
Barton	-	-
Candor	29,239	280,495
Newark Valley	-	5,900
Nichols	12,891	147,550
Owego	-	2,067,064
Spencer	23,544	433,998

Further

RESOLVED: That there shall be and there hereby is, assessed against and levied upon and collected from the taxable property liable therefore within the respective Fire and Fire protection Districts in the Towns, the following amounts for the purposes of such Districts as specified on their annual Budgets:

Town of Barton		
Halsey Valley Fire Protection		18,267.00
Lockwood Fire Protection		40,326.00
Waverly Joint Fire Protection		267,428.00
Town of Berkshire		
Berkshire Fire District		141,400.00
Town of Candor		
Candor Fire District		431,750.00
Town of Newark Valley		
Newark Valley Fire District		198,916.47
Town of Nichols		
Lounsberry Fire Protection		3,000.00
Nichols Joint Fire Protection		157,985.00
Town of Owego		
Apalachin Fire District		762,168.00
Owego Fire District		1,233,533.17
Newark Valley Fire District		28,224.53
Town of Richford		
Richford Fire District		87,200.00
Town of Spencer		
Spencer Fire Protection District		75,000.00
Town of Tioga		
Tioga Fire District		194,032.00

Further

RESOLVED: That there shall be, and there hereby is, assessed against and levied upon and collected from the taxable property liable therefore within certain sewer, water and lighting Districts in the Town of Owego and the amounts specified in their annual budgets as follows:

Water District No. 4/Ext. 13	11,290
Water District No. 4/Ext. 15	6,341
Water District No. 4/Ext. 17	23,200
Water District No. 4/Ext. 20	20,800
Sewer District No. 2/Ext. 14	12,645

Sewer District No. 2/Ext. 15	11,741
Lighting District No. 1	6,064
Lighting District No. 2	12,432
Lighting District No. 3	12,108
Lighting District No. 4A	674
Lighting District No. 4B	1,936
Lighting District No. 5	7,732
Lighting District No. 6	15,658
Lighting District No. 7	2,147
Lighting District No. 8	1,411
Lighting District No. 9	637
Lighting District No. 10	890

Further

RESOLVED: That there shall be and there hereby is, assessed against and levied upon and collected from the taxable property liable therefore in the Town of Owego returned sewer and water rents in the amount of \$282,728.79; be it further

RESOLVED: That there shall be and there hereby is, assessed against and levied upon and collected from the taxable property liable therefore in the Town of Barton returned sewer and water rents in the amount of \$7,560.29; be it further

RESOLVED: That the amounts to be raised by tax for all other purposes as specified in the several annual Budgets shall be, and they hereby are, assessed against and levied upon and collected from the taxable properties in the Towns except as otherwise provided by law as follows:

<u>Townwide</u>	<u>General</u>	<u>Highway</u>
Barton	199,500	509,500
Berkshire	83,605	338,100
Candor	600,742	555,895
Newark Valley	301,239	348,200
Nichols	28,275	213,002
Owego	884,999	-
Richford	256,606	390,782
Spencer	282,593	155,945
Tioga	239,819	544,144

Further

RESOLVED: That such taxes and assessments, when collected, shall be paid to the Supervisors of the several Towns in the amounts as shown by this resolution for distribution by them in the manner provided by law.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Roberts, Standinger, Weston, Hollenbeck, Huttleston and Monell.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: FINANCE COMMITTEE

RESOLUTION NO. 283-15 COUNTY TAX LEVY

WHEREAS: This Legislature by Resolution No. 281-15 dated December 15, 2015 adopted a Budget for the fiscal year 2016 and by Resolution No. 281-15 dated December 15, 2015 has made appropriations for the conduct of the County Government during said fiscal year and has by resolution No. 282-15 dated December 15, 2015 levied the taxes required for the support of the Government of the several Towns; therefore be it

RESOLVED: That this Legislature hereby levies the following for recycling purposes, upon the taxable real property liable therefore, in the County upon valuation as heretofore equalized by it.

Barton	151,903.70
Berkshire	26,587.95
Candor	100,607.43
Newark Valley	68,483.80
Nichols	60,178.77
Owego	433,590.28
Richford	24,358.26
Spencer	66,099.87
Tioga	91,932.94

Total 1,023,743.00

And be it further

RESOLVED: That pursuant to Section 360 of the County Law and Section 900 of the Real Property Tax Law, this Legislature hereby levied the following for County purposes, excluding Solid Waste set forth above, upon the taxable real property in the County upon valuation as heretofore equalized by it.

Upon all the taxable property liable for the support of County Government, the sum of \$22,161,628 and in addition thereto upon the real property liable therefore, and following taxes:

For Returned Village Taxes	949,701.41
For School Tax Returned	3,510,016.42
For Deficits from prior years' taxes	1.03
For Reimbursement of Erroneous taxes, etc.	826.72
All of the forgoing being subject to credit for excess collection the prior year of	26.05

Further

RESOLVED: That the County Treasurer's Department be directed to extend the taxes as aforesaid and also the taxes for Town purposes set forth in Resolution No. 282-15 on the rolls of the several Towns against each parcel of property set forth in said rolls, and that the Chair and the Clerk of the County Legislature be directed and empowered to execute under the seal of this Legislature the several Tax warrants for the collection of said taxes, and to cause the several tax rolls with said warrants annexed to be delivered to the Collectors of the several Tax Districts of the County on or before December 31, 2015; and be it further

RESOLVED: That the tax rates for each of the Towns, excluding Solid Waste, are as follows:

Barton	Out	9.829717
	In	9.826717
Berkshire		9.641409
Candor	Out	8.765518
	In	8.765518
Newark Valley	Out	13.004337
	In	13.004337
Nichols	Out	37.468208
	In	37.468208
Owego	Out	11.213947
	In	11.213947
Richford		6.882567

Spencer	Out	8.838097
	In	8.838097
Tioga		127.097479

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Roberts, Standinger, Weston, Hollenbeck, Huttleston and Monell.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Standinger moved for the adoption of the following resolution, seconded by Legislator Weston.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
FINANCE COMMITTEE

RESOLUTION NO. 284–15 *APPROPRIATION AND TRANSFER OF FUNDS
PUBLIC HEALTH*

WHEREAS: The costs of the mandated Early Intervention program (children 0-3 years of age) and Education of Handicapped Children program (children 3-5 years of age) are larger than the budgeted 2015 amounts; and

WHEREAS: Additional funding is needed in both programs to meet the mandated costs; and

WHEREAS: Public Health has determined the amount of additional funding needed through the balance of 2015; and

WHEREAS: Due to savings from several vacancies of positions, Public Health has the funds within their 2015 budget; and

WHEREAS: The additional costs will result in additional state aid reimbursement; and

WHEREAS: Appropriation and Transfer of funds requires Legislative approval, therefore be it

RESOLVED: That funds be appropriated and transferred as follows:

From:

A4044 434023	Revenue: State Aid: Early Intervention	\$ 9,065
A2960 434600	Revenue: State Aid: Handicapped Education	\$ 9,815
A4012 510010	Personnel: Health Education	\$ 4,120
A4044 510010	Personnel: Early Intervention	\$ 12,000

To:

A4044 540487	Early Intervention: Program Expense	\$ 18,500
A2960 540590	Handicapped Education: Services Rendered	\$ 16,500

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Roberts, Standinger, Weston, Hollenbeck, Huttleston and Monell.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Weston moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: PUBLIC SAFETY COMMITTEE

RESOLUTION NO. 285-15 REQUEST AND TRANSFER OF FUNDS FROM CONTINGENCY ACCOUNT

WHEREAS: The Medical Examiner’s Funds are insufficient to cover both current billings and anticipated billings through year end 2015 for medical expenses; and

WHEREAS: Based upon the average of the last two years December records, statistics indicated that it is reasonable to anticipate 7 autopsies and toxicology test during December 2015; and

WHEREAS: The funding is available in the Contingency Account ORG A1910 540715 to transfer; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the following transfer:

FROM: A1990-540715	Contingency – Transfer	\$11,000.00
TO: A1185-540370	Coroner- Medical Expense	\$11,000.00

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Roberts, Standinger, Weston, Hollenbeck, Huttleston and Monell.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO:

FINANCE COMMITTEE

RESOLUTION NO. 286-15

*BUDGET TRANSFER FROM TREASURER'S
TO BUDGET*

WHEREAS: The Budget Department Funds are insufficient to cover vacation pay out for 2015 and the funds were paid out in August of 2015; and

WHEREAS: The funding is available in the Treasurer's Budgeted Payroll Line A1325 510010; and

WHEREAS: The Legislature passed Resolution #183-15 amending County Policy #20 Non Union Vacation; and

WHEREAS: The County Legislature authorized an exception to County Policy 20 due to the FMAS Project and offered an opportunity for Non-Union employees, heavily involved in the FMAS Project, to cash-in an amount of vacation that exceeded 20 days prior to their 2015 and 2016 anniversaries; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the following transfer:

FROM: A1325-510010 Treasurer's – Full Time Payroll \$ 600.00

TO: A1340-510010 Budget –Full Time Payroll \$ 600.00

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Roberts, Standinger, Weston, Hollenbeck, Huttleston and Monell.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Weston.

REFERRED TO: PUBLIC WORKS
FINANCE

RESOLUTION NO. 287-15 TRANSFER FUNDS
PUBLIC WORKS

WHEREAS: On March 23, 2015 Kenneth Del Bianco retired as Commissioner of Public Works; and

WHEREAS: At the time his salary was split between Public Works Administration A1490.10-10 and County Roads D5110.10-10; and

WHEREAS: Gary Hammond was promoted to the Commissioner of Public Works from the Deputy Commissioner's position; and

WHEREAS: Gary Hammond was payed out of Public Works Administration A1490.10-10 as Deputy Commissioner and that did not change when he was promoted therefore leaving the Public Works Administration account short of funds; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the following transfer of funds:

FROM: D5110 510010	County Roads Full Time	\$30,000
TO: D5110 591715	Interfund Transfer	\$30,000
FROM: D5110 591715	Interfund Transfer	\$30,000
TO: A1490 450310	Interfund Transfer	\$30,000
FROM: A1490 450310	Interfund Transfer	\$30,000
TO: A1490 510010	Public Works Admin FT	\$30,000

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Roberts, Standinger, Weston, Hollenbeck, Huttleston and Monell.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Weston moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: PUBLIC SAFETY/PROBATION & DWI
FINANCE/LEGAL

RESOLUTION NO. 288-15 *MOVEMENT OF FUNDS TO COVER
COST OF ALTERNATIVE TO INCARCERATION*

WHEREAS: Budget Officer Rita Hollenbeck has directed that Probation Director submit a budget modification resolution requesting a transfer of funds to cover the cost of personal services to operate two Alternative to Incarceration programs; and

WHEREAS: Tioga County Jail is allowed to have reduced housing classifications, if the county has a DCJS/OPCA approved Alternative to Incarceration programming, thus saving the County significant money in housing prisoners; and

WHEREAS: The amount of funding the County receives from DCJS/OPCA to provide Pre-Trial Release and Community Service ATI Programming has remained consistent for over ten years at a maximum of \$8,569, if all program goals are met; and

WHEREAS: The amount of cost to the County to provide staffing for this programming, specifically 15% of a Probation Officer and a Probation Assistant's salary is now a total of \$11,372.40; therefore be it

RESOLVED: That the Probation Director is approved to request the Treasurer's Office move an additional \$400 from Budget Line A3140 510010 to Budget Line A3142 510010 to cover the cost of salary (one Officer's promotion from PO to Sr. PO) of operating two ATI Programs.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Roberts, Standinger, Weston, Hollenbeck, Huttleston and Monell.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Weston moved for the adoption of the following resolution, seconded by Legislator Standinger.

REFERRED TO: PUBLIC SAFETY COMMITTEE

RESOLUTION NO. 289-15 *AUTHORIZE THE SUBMISSION OF 2015-2016
PSAP OPERATIONS GRANT*

WHEREAS: The NYS Office of Interoperable and Emergency Communications has announced PSAP (Public Safety Answering Point) Operations grant funding; and

WHEREAS: Applications for this grant are required to be submitted in December of 2015; and

WHEREAS: County Policy #47 requires that a resolution be approved before any such grant application be submitted; therefore be it

RESOLVED: That the Tioga County Sheriff's Office be authorized to submit the appropriate grant application for the purpose of securing this funding, and authorizes the Chair of the Legislature to sign such application.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Roberts, Standinger, Weston, Hollenbeck, Huttleston and Monell.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Standinger moved for the adoption of the following resolution, seconded by Legislator Weston.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 290-15 RE-APPOINT MEMBER TO THE TIOGA COUNTY BOARD OF HEALTH PUBLIC HEALTH

WHEREAS: Section 344 of the Public Health Law requires that members of the Tioga County Board of Health shall serve six (6) year staggered terms; and

WHEREAS: The appointed term for Rani Kapur-Pado, DO, on the Board of Health expires 12/31/15; and

WHEREAS: Rani Kapur-Pado, DO, has agreed to serve for another term; therefore be it

RESOLVED: That Rani Kapur-Pado, DO, be re-appointed to the Tioga County Board of Health for a term of 1/1/2016 – 12/31/2021.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Roberts, Standinger, Weston, Hollenbeck, Huttleston and Monell.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Weston moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: PUBLIC SAFETY COMMITTEE

RESOLUTION NO. 291-15 APPOINT MEMBERS TO TRAFFIC SAFETY BOARD

RESOLVED: That the following members be reappointed to the Traffic Safety Board for a term as follows:

TITLE	TERM
Arthur Cacciola-Candor	4/1/16-3/31/19
Public Works Commissioner or designee	4/1/16-3/31/19
Tioga County EMO Director	4/1/16-3/31/19
Tioga County Sheriff or designee	4/1/16-3/31/19
Tioga County Economic Development Dir. or designee	4/1/16-3/31/19
Vacant-County Representative	4/1/16-3/31/19
Public Health Director or designee	4/1/16-3/31/19

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Roberts, Standinger, Weston, Hollenbeck, Huttleston and Monell.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Standinger.

Legislator Standinger spoke. “For the record, I would like to say this is an excellent idea that was proposed and I would like to thank Terie Huseby, the Real Property Director for pushing it forward to us. I say that as a Veteran and I say it on behalf of Dick Huttleston also I am sure who is also a Veteran.”

REFERRED TO: FINANCE/LEGAL COMMITTEE

RESOLUTION NO. 292-15 ADOPT LOCAL LAW NO. 7 OF 2015

WHEREAS: A public hearing was held on November 19, 2015, following due notice thereof to consider the adoption of Local Law Introductory No. G of the Year 2015 A local law making Gold Star Parents Eligible for the Veterans' Alternative Exemption.

WHEREAS: It is in the best interests of the residents of Tioga County to adopt such Local Law which will Local Law No. 7 of 2015; therefore be it

RESOLVED: That the following Local Law be and hereby is adopted;

County of Tioga

Local Law No. 7 of the Year 2015.

BE IT ENACTED by the Tioga County Legislature of the County of Tioga, State of New York, as follows:

Section 1. Enabling Legislation. Pursuant to Section 458-a of the New York State Real Property Tax Law, a municipality can elect to grant a real property tax veteran's exemption to qualifying residential real property owners who are veterans of the military service, discharged under honorable conditions.

Section 2. Purpose. This Local Law provides for Gold Star Parents to be eligible for the Alternative Veterans Exemption under Real Property Tax Law 458-a and shall apply to County real property taxes levied by the County of Tioga.

Section 3. Definitions. A Gold Star Parent, as defined in Real Property Tax Law 458-a(7)(a), shall mean the parent or parents of a child who died in the line of duty while serving in the United States armed forces during a period of war. Gold Star Parents shall be included in the definition of "qualified owner", as provided in Real Property Tax Law 458-a(1)(c) and the property owned by a Gold Star Parent shall be included within the definition of a "qualifying residential real property" as set forth in the Real Property Tax Law 458-a(1)(d), provided that such real property shall be the primary residence of the Gold Star Parent.

Section 4. Application. For County real property taxes levied by the County of Tioga, A Gold Star Parent, as herein defined, shall be eligible to receive the maximum veteran's exemption allowable pursuant to Real Property Tax Law 458-a(2)(a) and Real Property Tax Law 458-a(2)(b).

Section 5. Severability. If any part of this Local Law shall be found invalid, such invalidity shall apply only to such part, and the remainder of this Local Law shall remain valid and effective.

Section 6. Effective Date. This Local Law shall take effect upon filing with the Secretary of State

And be it further

RESOLVED: That the Clerk of the Legislature be and hereby is directed, pursuant to Local Law No. 4 of 1992, to cause to be published in the official newspapers of the County of Tioga a synopsis of such Local Law, such synopsis to be within ten days after adoption of the Local Law; and be it further

RESOLVED: That the Clerk of the Legislature be and hereby is directed within five days after adoption of such Local Law to cause the Local Law to be filed as required by the Municipal Home Rule Law Section 27.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Roberts, Standinger, Weston, Hollenbeck, Huttleston and Monell.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Huttleston.

REFERRED TO: PUBLIC WORKS

RESOLUTION NO. 293-15 *AWARD CONSTRUCTION
BLEWER RD. BRIDGE
BIN: 2218580*

WHEREAS: Tioga County bonded for a program for rehabilitation of various bridges within the County; and

WHEREAS: Funding is available for the construction of the Blewer Rd. Bridge BIN: 2218580; and

WHEREAS: The Commissioner of Public Works received sealed bids on July 23, 2015 and the bids came in as follows:

Amstar of Western NY	Cheektowaga, NY	\$573,360.50
Dycon Construction	Pine City NY	\$561,574.50

The Commissioner thought the bids were two high and we only had two bidders so it was decided to rebid this project; and

WHEREAS: The Commissioner of Public Works rebid this project and received sealed bids on November 6, 2015 and the bids came in as follows:

Amstar of Western NY	Cheektowaga, NY	\$531,750
Vector Construction	Cicero, NY	\$453,880

And

WHEREAS: Delta Engineers, Endwell, NY have completed the review of the bids and finds the low bidder Vector Construction, Cicero, NY meets all of the qualifications of the bid specifications; therefore be it

RESOLVED: That the Tioga County Legislature authorize awarding the bid to Vector Construction, Cicero, NY not to exceed \$453,880 to be paid out of Blewer Rd. Bridge account H5110 540002 H1410.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Roberts, Standinger, Weston, Hollenbeck, Huttleston and Monell.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Huttleston.

REFERRED TO: PUBLIC WORKS

RESOLUTION NO. 294-15 *APPROVE SUPPLEMENTAL AGREEMENT
REBID BLEWER RD. BRIDGE BIN 2218580
DELTA ENGINEERS*

WHEREAS: Tioga County bonded for a program for rehabilitation of various bridges; and

WHEREAS: Blewer Rd. Bridge BIN 2218580 is one of the bridges in the bridge bond program; and

WHEREAS: Due to rebidding this project there are additional professional services costs to the project; therefore be it

RESOLVED: That the Tioga County Legislature approve the Supplemental Agreement for the additional professional services for Delta Engineers in the amount of \$3,700 to be paid out of Blewer Rd. Bridge account H5110 540002 H1410.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Roberts, Standinger, Weston, Hollenbeck, Huttleston and Monell.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Huttleston.

REFERRED TO:

PUBLIC WORKS

RESOLUTION NO. 295-15

*APPROVE SUPPLEMENTAL
AGREEMENT FOR CONSTRUCTION
INSPECTION FOR THE BRIDGE
PREVENTATIVE MAINTENANCE
PROJECT – MCFARLAND JOHNSON*

WHEREAS: The Bridge Preventative Maintenance Project PIN: 9753.83 has been placed on the FHWA Program: and

WHEREAS: The project will be funded as follows:

FEDERAL: 80%
STATE: 15%
Local: 05%

And

WHEREAS: McFarland Johnson was awarded the Construction Inspection Contract on Resolution 73-15; and

WHEREAS: A change order was submitted to cover additional costs due to additional bridges being added to the project therefore increasing the time spent on inspection; therefore be it

RESOLVED: That the Tioga County Legislature approves the change order in the amount of \$11,980 to be paid out of D51 10 540050 Bridge Projects.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Roberts, Standinger, Weston, Hollenbeck, Huttleston and Monell.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Roberts moved for the adoption of the following resolution, seconded by Legislator Huttleston.

REFERRED TO:

PUBLIC WORKS

RESOLUTION NO. 296-15

*AWARD DESIGN SERVICES TO
BARTON & LOGUIDICE ENGINEERS
FOR DESIGN SERVICES FOR
DAY HOLLOW RD BIN 3335360*

WHEREAS: Tioga County bonded for a program for rehabilitation of various bridges; and

WHEREAS: The Day Hollow Rd. Bridge BIN 3335360 is a bridge in the bond program; and

WHEREAS: The Commissioner of Public Works received a proposal for design services for this project from Barton & Loguidice Engineers, Syracuse, NY; and

WHEREAS: The proposal for this bridge came in at \$90,000; therefore be it

RESOLVED: That the Tioga County Legislature approve the proposal for the Day Hollow RD. Bridge over Foster Creek BIN 3335360 for Barton & Loguidice Engineers not to exceed \$90,000 to be paid out of the Day Hollow Rd Bridge over Foster Creek (BIN 3335360) account H51 10 540002 H1605.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Roberts, Standinger, Weston, Hollenbeck, Huttleston and Monell.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO:

ED&P COMMITTEE

RESOLUTION NO. 297-15

*RESOLUTION TO RENEW CONSULTANT
CONTRACT FOR HAZARD MITIGATION PLAN
COORDINATOR FOR 2016*

WHEREAS: Per resolution 193-12 and resolution 13-218, the Tioga County Legislature contracted with the Tioga County Soil & Water Conservation District to perform the Hazard Mitigation Plan Coordinator services for calendar year 2013 based on a mutually agreeable work plan with specific tasks; and

WHEREAS: The Tioga County Planning Department still does not have the existing capacity to perform these FEMA-required services; and

WHEREAS: The Tioga County Planning Department has sufficient funds in the 2016 budget to cover these expenses, in the amount of \$25,000 from appropriation account A8020 540140; therefore be it

RESOLVED: That the Tioga County Legislature does hereby authorize the renewal of said contract with Tioga County Soil & Water Conservation District, to perform Hazard Mitigation Coordinator services from January 1 - December 31, 2016, not to exceed \$25,000 from Planning Appropriation account A8020 540140, and authorizes the Tioga County Legislative Chair to sign all related contract paperwork, contingent upon review and approval of the County Attorney.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Roberts, Standinger, Weston, Hollenbeck, Huttleston and Monell.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Weston moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO:

ED&P COMMITTEE

RESOLUTION NO. 298-15

*RESOLUTION FOR CONSULTANT CONTRACT
FOR AG & FARMLAND PROTECTION PLAN
IMPLEMENTATION SERVICES 2016*

WHEREAS: Per resolution 15-125, the Tioga County Legislature adopted the County Agricultural and Farmland Protection Plan Update of 2015, which was subsequently approved by the Commissioner of the Department of Agricultural & Markets with encouragement to establish a centralized and coordinated means of implementing the plan, particularly with some kind of Agricultural Economic Development position, mutually agreeable work plan with specific tasks; and

WHEREAS: The Tioga County Planning Department does not have the existing capacity to perform these Plan implementation services; and

WHEREAS: The Tioga County Economic Development & Planning Department has sufficient funds in the 2016 budget to cover these expenses, in the amount of \$25,000 from appropriation account A6422 540140; therefore be it

RESOLVED: That the Tioga County Legislature does hereby authorize said contract with Cornell Cooperative Extension Tioga County, to perform Agricultural & Farmland Protection Plan implementation services from January 1 - December 31, 2016, not to exceed \$25,000 from Economic Development & Planning Appropriation account A6422 540140, and authorizes the Tioga County Legislative Chair to sign all related contract paperwork, contingent upon review and approval of the County Attorney.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Roberts, Standinger, Weston, Hollenbeck, Huttleston and Monell.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Weston moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: PUBLIC SAFETY COMMITTEE

RESOLUTION NO. 299-15 *CONTRACT AUTHORIZATION – COUNTY OF MONROE AND MONROE COUNTY SHERIFF*

WHEREAS: The Rochester Psychiatric Center Forensic Unit provides services at the Rochester Psychiatric Center; and

WHEREAS: Said Forensic Unit has the capability of providing inpatient psychiatric services for Sheriff's Offices of surrounding counties that have inadequate facilities for treatment of mentally ill inmates; and

WHEREAS: The Monroe County Legislature, authorized the execution of an Intermunicipal Agreement with applicable counties for the performance of the services specified; and,

WHEREAS: An Intermunicipal Agreement has been reviewed and approved in content by the Sheriff's Office and the County Attorney; therefore be it

RESOLVED: That the Tioga County Legislature authorize the execution of this Intermunicipal Agreement with Monroe County for such services.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Roberts, Standinger, Weston, Hollenbeck, Huttleston and Monell.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: LEGAL/SAFETY COMMITTEE

RESOLUTION NO. 300-15 *RENEW CONTRACT
PARTNERS IN SAFETY, INC.
(CDL DRUG & ALCOHOL TESTING)*

WHEREAS: Federal Law requires random drug and alcohol testing of CDL drivers performing "safety sensitive" tasks; and

WHEREAS: The Safety Department has coordinated with several of the Towns and Villages within Tioga County to have this testing done by an outside agency since 1995; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the Chair of the Legislature, pending approval by the County Attorney, to renew the contract with Partners in Safety, Inc. for random drug and alcohol testing in accordance with Federal regulations at the following rates indicated:

Complete DOT Random Testing Program \$43.00 Per Employee Per Year

To Include:

Random Selection of Employees (50% for drug, 10% for alcohol)
All Random Drug & Alcohol Tests
Record Management
DOT Audit Assistance
Regulatory Updates
Blind Specimen Submissions
MIS Reports
Supervisor Training for Reasonable Cause
Collection Site Management

ADDITIONAL CHARGES: For pre-employment, post-accident, reasonable cause or follow-up tests performed during business hours:

Drug Test (at lab or office of Partners in Safety):	\$48.00 per test
Drug Test (at Walk-In Medical Facilities, Hospitals, etc.):	\$75.00 per test
Breath Alcohol Test:	\$40.00 per test
DOT/19A Physicals (at the office of Partners in Safety):	\$55.00 per person
Emergency Service	\$150 per hour Minimum 2 hours plus the cost of the test

Split Specimen Testing (re-test of positive specimen by other SAMHSA certified lab, including shipping and maintenance of chain of custody; only when requested by employee within 72 hours of MRO's notification): \$250.00

On-site 19A/DOT physicals available upon request (minimum volume required).

Additional services are billed monthly. Payment is due prior to the 30th of the month following the month in which services were provided.

and be it further

RESOLVED: That this contract shall be effective January 1, 2016 through December 31, 2016.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Roberts, Standinger, Weston, Hollenbeck, Huttleston and Monell.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Weston moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: PUBLIC SAFETY COMMITTEE

RESOLUTION NO. 301-15

*RESOLUTION TO APPROVE A
CONTRACT BETWEEN THE TIOGA
CO. PROBATION DEPT. &
THE FAMILY AND CHILDREN'S
SOCIETY TO PROVIDE ADULT
& JUVENILE SEXUAL OFFENDER TREATMENT
SERVICES*

WHEREAS: The Legislature approved a contract between Tioga County Probation Department and The Family and Children's Society for the provision of adult and juvenile sex offender treatment in 2015; and

WHEREAS: The Family and Children's Society has amended their contract with Tioga County and provide a total of 21 sexual offender slots as follows: 16 adult assessment and treatment slots; 10 adult safety monitor education slots; 5 juvenile assessment and treatment slots and 10 parent safety monitor education slots for a cost of \$123,840 annually; now therefore be it

RESOLVED: That the Probation Director is approved to contract in 2016 with The Family and Children's Society to provide adult sexual offender assessment and treatment, juvenile sexual offender assessment and treatment and educational sessions for adult supervisors and parent supervisors in the amount of \$123,840 annually, upon approval of the County Attorney.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Roberts, Standinger, Weston, Hollenbeck, Huttleston and Monell.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Standinger moved for the adoption of the following resolution, seconded by Legislator Weston.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 302-15 *AUTHORIZATION TO EXECUTE AN INTERMUNICIPAL AGREEMENT BETWEEN TIOGA AND CHEMUNG COUNTIES FOR THE PROVISION OF MASS TRANSPORTATION SERVICES*

WHEREAS: Tioga County terminated its contract for the delivery of mass transportation services with First Transit, Inc. effective November 30, 2014; and

WHEREAS: Chemung County and Tioga County have a mutual interest in having mass transportation services provided between the two Counties; and

WHEREAS: Section 119-s of the General Municipal Law of the State of New York authorizes a municipality of the State of New York to act jointly with another municipality to provide a municipal bus system for the performance of mass transportation operations; and

WHEREAS: An Intermunicipal Agreement between Tioga and Chemung Counties for the provision of said mass transportation operations between the two parties was entered into on December 1, 2014, and approved by the Tioga County Legislature on December 9, 2014, via Resolution Number 284-14; therefore be it

RESOLVED: That the Tioga County Legislature authorizes the Chair of the Legislature to extend said Intermunicipal Agreement through December 31, 2016.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Roberts, Standinger, Weston, Hollenbeck, Huttleston and Monell.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Standinger moved for the adoption of the following resolution, seconded by Legislator Weston.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE

RESOLUTION NO. 303-15 REIMBURSEMENT RATES FUNERAL HOME
SOCIAL SERVICES

WHEREAS: Per New York State Social Services Law, Tioga County is responsible for burial payments for those financially eligible; and

WHEREAS: The Funeral Directors of Tioga County have requested a rate increase; and

WHEREAS: Reimbursement rates to Funeral Directors have not been increased since November 15, 2005; therefore be it

RESOLVED: That the allowance for burial of stillborn Social Services recipients shall be \$715.00 and allowance for casket not to exceed \$500.00; and be it further

RESOLVED: That the allowance for a burial of an infant up to four years shall be \$875.00 and allowance for casket not to exceed \$500.00; and be it further

RESOLVED: That the allowance for burial of other Social Services recipients shall be \$1,985.00 and allowance for casket not to exceed \$500.00; and be it further

RESOLVED: That in addition to the above allowances, there shall be an allowance for the actual cost of all cemetery costs and equipment, including but not limited to, a grave liner, grave opening and closing, casket lowering device and tent, an allowance for minimum cost grave available at the cemetery at which burial takes place, plus winter storage if needed; and be it further

RESOLVED: That in addition to the above allowances, there shall be an allowance for the actual cost of any oversized casket or Ziegler case that may be necessary; and be it further

RESOLVED: That transportation costs shall be \$2.00 per loaded mile with the maximum number of reimbursable miles being 100 unless the Department of Social Services determines that it would be more economical to reimburse for a greater distance; and be it further

RESOLVED: That for full service cremations, the fee shall be as follows:

- a. For stillborn children up to four years, \$715.00
- b. For all others, \$1,985.00 and allowance for urn not to exceed \$300.00.
- c. In addition to the above allowances, there shall be an allowance for the cost of cremation; and be it further

RESOLVED: That in regard to immediate disposition cremations or anatomical donations, the fees shall be as follows:

- a. Stillborn and children up to four years, the fee shall be \$500.00.
- b. For all other immediate disposition cremations, \$975.00.
- c. In addition to the above allowances, there shall be an allowance for the cost of cremation, cemetery costs and minimum urn or outer burial receptacle (when mandated by cemetery); and be it further

RESOLVED: That the family may supplement cash advanced items such as, but not limited to, a gift for the clergy, certified copies of the death certificate, newspaper notices, hair dressing and clothing; and be it further

RESOLVED: That the funeral home who is making claims for such funds shall submit an itemized invoice for the grave liner if required, and all actual cemetery and crematory cost and equipment; and be it further

RESOLVED: That these rates shall apply for services effective January 1, 2016.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Roberts, Standinger, Weston, Hollenbeck, Huttleston and Monell.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Weston moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: PUBLIC SAFETY COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 304-15 *AUTHORIZE 2016 CONTRACTS WITH SADD
SCHOOL ASSOCIATES*

WHEREAS: It is the desire of the STOP DWI Program to arrange five contracts with SADD School Associates which are defined as Independent contractors not entitled to County Employee benefits; and

WHEREAS: It is the desire to award the five SADD School Associate contracts for the calendar year 2016 to the following individuals; Aria French to serve the Candor School District; Matthew Cicchetti to serve the Newark Valley School District; Joan Beck to serve the Owego Apalachin School District; Tabitha Carey to serve the Spencer Van Etten School District, and; Janice Barto to serve the Tioga Central School District; and

WHEREAS: Each SADD School Associate will be compensated \$100 each month for the ten months of the school year, but will not exceed \$1,000 for the year; and

WHEREAS: The Tioga County Attorney has approved the agreement that defines the rights and responsibilities of all the parties involved and outlines the compensation to be paid to the STOP DWI School Associates; therefore be it

RESOLVED: That these contracts for SADD School Associates be authorized for the 2016 calendar year.

RESOLVED: That Maureen Dougherty is hereby continued as the primary FMAS Project Manager effective January 1, 2016 and shall continue to receive additional compensation in the amount of \$7,500 in 2016, to be paid via her bi-weekly 2016 paychecks; and be it further

RESOLVED: That Cathy Haskell is hereby continued as the secondary FMAS Project Manager effective January 1, 2016 and shall continue to receive additional compensation in the amount of \$4,500 in 2016, to be paid via her bi-weekly 2016 paychecks; and be it further

RESOLVED: That the additional salary for both Dougherty and Haskell shall not be subject to any Non-union salary increase and shall be discontinued as of December 31, 2016; and be it further

RESOLVED: That the Tioga County Legislature authorizes said salaries to be reimbursed through the Financial Management Accounting System (FMAS) Capital Reserve Account H878.08.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Roberts, Standinger, Weston, Hollenbeck, Huttleston and Monell.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Standinger moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: HEALTH & HUMAN SERVICES COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 306-15 AMEND RESOLUTION 277-15; AUTHORIZE
APPOINTMENT OF PUBLIC HEALTH DIRECTOR
PUBLIC HEALTH

WHEREAS: Resolution 277-15 authorized the appointment of Lisa McCafferty as Public Health Director for the balance of the existing 6 year appointment term, which was referenced as ending on January 17, 2017; and

WHEREAS: Upon review of the current term for Public Health Director, the date which the term ends is January 10, 2017; therefore be it

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Roberts, Standinger, Weston, Hollenbeck, Huttleston and Monell.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Monell moved for the adoption of the following resolution, seconded by Legislator Weston.

REFERRED TO: COUNTY CLERK'S COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 308-15 *ABOLISH POSTION; DEPARTMENT OF MOTOR VEHICLES (COUNTY CLERK)*

WHEREAS: New York State Department of Motor Vehicles offers the opportunity for so many transactions to be done on-line that the customer count at our local DMV office has dropped significantly; and

WHEREAS: The reduced workload no longer justifies the current staffing levels; therefore be it

RESOLVED: That one full-time position of Motor Vehicle Examiner will be abolished effective at the close of business December 1, 2015.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Roberts, Standinger, Weston, Hollenbeck, Huttleston and Monell.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Monell moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: ED & P COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 309-15 *AUTHORIZE APPOINTMENT OF ECONOMIC DEVELOPMENT SPECIALIST
ECONOMIC DEVELOPMENT & PLANNING*

WHEREAS: The position of Economic Development Specialist became vacant as of November 30, 2015; and

WHEREAS: The Director of Economic Development has identified a candidate after conducting interviews from an eligible list certification; therefore be it

RESOLVED: That the Director of Economic Development is hereby authorized to appoint Brittany K. Woodburn as Economic Development Specialist effective December 28, 2015, at an annual, non-union, salary of \$39,779; and be it further

RESOLVED: In accordance with Policy 44, Mrs. Woodburn shall not receive a salary increase on January 1, 2016, and instead will be evaluated after 6 months in order to determine a salary increase at that time.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Roberts, Standinger, Weston, Hollenbeck, Huttleston and Monell.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Huttleston moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: PERSONNEL COMMITTEE

RESOLUTION NO. 310-15 *AUTHORIZE 2016 SALARY INCREASES
(BOARD OF ELECTIONS)*

WHEREAS: The salaries for staff at the Board of Elections are set by resolution and increases are consistent with those granted to the Non-Union group; and

WHEREAS: For 2016, full-time Non-Union employees were granted an increase, but hourly employees were not; therefore be it

RESOLVED: That 2016 Board of Elections salaries shall be as follows:

Election Commissioners	\$39,954
Deputy Election Commissioners	\$32,352
Voting Machine Technicians	\$16.20/hour
Election Workers	\$12.39/hour

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Roberts, Standinger, Weston, Hollenbeck, Huttleston and Monell.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Monell moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: PERSONNEL COMMITTEE

RESOLUTION NO. 311-15 *2016 STAFF CHANGE
(EMERGENCY MANAGEMENT)*

WHEREAS: Any staffing changes incorporated into the new year budget are typically adopted via a separate resolution; and

WHEREAS: The Director of Emergency Management requested and received approval to increase the amount paid to the Secretary to the Sheriff for the administrative work that position performs for the Emergency Management Office; therefore be it

RESOLVED: That the Emergency Management Office shall increase the pay to the Secretary to the Sheriff from \$2,652 to \$5,304 effective January 1, 2016.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Roberts, Standinger, Weston, Hollenbeck, Huttleston and Monell.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Huttleston moved for the adoption of the following resolution, seconded by Legislator Standinger.

REFERRED TO: ADMINISTRATIVE COMMITTEE
PERSONNEL COMMITTEE

RESOLUTION NO. 312-15 *AUTHORIZE SALARY OF DEPUTY COUNTY CLERK
COUNTY CLERK'S OFFICE*

WHEREAS: Legislative approval is required to authorize the salary of an appointment to a position designated as non-union; and

WHEREAS: County Clerk elect Andrea Klett will take office effective January 1, 2016, and intends to appoint Suellen Griffin as her Deputy; and

WHEREAS: Ms. Klett has determined that said appointee brings valuable training and experience to authorize compensation above the non-union hiring base for Deputy County Clerk (\$38,471 - \$48,471); therefore be it

RESOLVED: That the Tioga County Legislature hereby authorizes an annual, non-union salary of \$45,000 for Suellen Griffin as Deputy County Clerk effective January 1, 2016.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Roberts, Standinger, Weston, Hollenbeck, Huttleston and Monell.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Monell made a motion to have the following two late-filed resolutions considered, seconded by Legislator Hollenbeck and carried.

Legislator Hollenbeck moved for the adoption of the following resolution, seconded by Legislator Monell.

REFERRED TO: ECONOMIC DEVELOPMENT & PLANNING COMMITTEE

RESOLUTION NO. 313-15 *AUTHORIZATION TO ACCEPT AWARDED 2015 NEW YORK HOMES AND COMMUNITY RENEWAL FUNDING FOR \$300,000.00 FROM THE NEW YORK MAIN STREET PROGRAM FOR THE 2015 WAVERLY DOWNTOWN REVITALIZATION PROGRAM AND REQUEST A 2016 BUDGET MODIFICATION AND BUDGET ADDITION AS NEEDED*

WHEREAS: Tioga County Economic Development and Planning (TCEDP) was approved by Resolution #153-15 to apply and administer a 2015 New York Main Street Program (NYMS) grant for the 2015 Waverly Downtown Revitalization Program (WDRP) for up to \$500,000.00; and

WHEREAS: In anticipation the grant of \$462,500.00 was placed in the 2016 tentative budget; and

WHEREAS: A 2015 New York Main Street grant for \$300,000.00 has been awarded; and

WHEREAS: The Tioga County Legislature must accept this grant award of \$300,000.00; and

WHEREAS: The modified Grant Award warrants 2016 budget modification reducing the amount to \$277,500.00; and

WHEREAS: In addition a budget amendment must be made adding \$22,500.00 for 7.5% administrative fee to be received in the Economic Development Revenue Account #ORG A6422, OBJ 437170; now therefore be it

RESOLVED: That the Tioga County Legislature accept the awarded 2015 New York Main Street Program total grant for \$300,000.00 to be administered by the Tioga County Economic Development and Planning Office, and be it further

RESOLVED: That the 2016 Budget be Amended and Modified as follows:

2016 Budget Modification:

Revenue Account #ORG CE8510 OBJ 439900	\$277,500.00
Expense Account #ORG CE8510 OBJ 540487	\$277,500.00
Name: HCR 2015 Main Street Waverly	

2016 Budget Addition:

Revenue Account #ORG A6422 OBJ 437170	\$22,500.00
Name: State Aid ED Administrative Fee	

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Roberts, Standinger, Weston, Hollenbeck, Huttleston and Monell.

No – None.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

Legislator Monell moved for the adoption of the following resolution, seconded by Legislator Hollenbeck.

REFERRED TO: ED&P COMMITTEE

RESOLUTION NO. 314-15 *RESOLUTION FOR CONSULTANT CONTRACT FOR TIOGA COUNTY STRATEGIC PLAN UPDATE*

WHEREAS: Tioga County developed the Tioga 2010 Strategic plan in 2005 which is out of date; and

WHEREAS: Tioga County government operations will benefit from creating an accurate update to this plan and has found the Center for Government Research able and willing to perform professional services to assist county departments and agencies to update the plan; and

WHEREAS: The Tioga County Economic Development & Planning Department has sufficient funds in the 2015 and 2016 budget to cover these expenses, in the amount of \$20,000 from appropriation account A6422 540140; therefore be it

RESOLVED: That the Tioga County Legislature does hereby authorize said contract with Center for Government Research, in an amount not to exceed \$20,000, from Economic Development & Planning Appropriation account A6422 540140, and authorizes the Tioga County Legislative Chair to sign all related contract paperwork, contingent upon review and approval of the County Attorney.

ROLL CALL VOTE

Yes – Legislators Sauerbrey, Standinger, Weston, Hollenbeck, Huttleston and Monell.

No – Legislator Roberts.

Absent – Legislator Sullivan.

RESOLUTION ADOPTED.

The meeting was adjourned at 6:26 P.M.

INDEX

CATEGORY	PAGE
<u>ABANDON</u>	
RESO 263-15 ABANDON OAK HILL ROAD SOUTH TO TOWN OF BARTON	413
<u>ABOLISH</u>	
RESO 163-15 ABOLISH THE TIOGA COUNTY FIRE ADVISORY BOARD	239
RESO 223-15 ABOLISH ONE ACCT CLERK-TYPIST POSITION MENTAL HYGIENE DEPARTMENT	335
RESO 227-15 ABOLISH LEGISLATIVE COMMITTEES: PROF ADVISORY CHHA, LTHHC, AND LHCS	343
RESO 29-15 ABOLISH ONE PART-TIME LICENSED PRACTICAL NURSE POSITION PUBLIC HEALTH DEPT	33
RESO 308-15 ABOLISH POSITION; DEPARTMENT OF MOTOR VEHICLES COUNTY CLERK	476
RESO 82-15 ABOLISH UNFUNDED VACANT POSITIONS (VARIOUS DEPARTMENTS)	107
RESO 83-15 AUTHORIZE INCREASE IN HOURS, AUTHORIZE SALARY UPON PROMOTION AND ABOLISH VACANT POSITION	109
<u>ACCEPT</u>	
RESO 201-15 ACCEPT AUCTION BIDS COUNTY OWNED PROPERTY ACQUIRED FOR TAXES, AUTHORIZE DEEDS	307
RESO 313-15 AUTHORIZATION ACCEPT AWARDED 2015 NEW YORK MAIN STREET PROGRAM 2015 WAVERLY DOWNTOWN	480
<u>ADJUST</u>	
RESO 184-15 SALARY ADJUSTMENT FOR PUBLIC DEFENDER	280
<u>ADMINISTRATIVE</u>	
RESO 8-15 APPOINTMENT OF ADMINISTRATIVE CORONER	8
<u>ADOPT</u>	
RESO 125-15 ADOPT TC AG & FARMLAND PROTECTION PLAN UPDATE AND SEQR NEGATIVE DECLARATION	174
RESO 126-15 ADOPT TC STORMWATER MANAGEMENT PROGRAM PLAN 2015-2020	175
RESO 129-15 ADOPT LOCAL LAW NO. 1 OF 2015-COUNTY CLERK/COUNTY SHERIFF 4-YEAR SALARIES	178
RESO 130-15 ADOPT LOCAL LAW NO. 2 OF 2015-RESERVE FUND FOR TC SELF-INSURANCE PLAN	180
RESO 178-15 ADOPT LOCAL LAW NO. 3 OF 2015-HOTEL/MOTEL TAX	254

CATEGORY	PAGE
RESO 179-15 ADOPT LOCAL LAW NO. 4 OF 2015-BEST VALUE AWARD METHODOLOGY	268
RESO 197-15 ADOPT LOCAL LAW NO. 5 OF 2015-DANGEROUS FIREWORKS	299
RESO 230-15 ADOPT LOCAL LAW NO. 6 OF 2015-REPEALING SALES TAX LAW 1 OF 1968	345
RESO 251-15 ADOPT STATE EQUALIZATION REPORTS	402
RESO 281-15 ADOPT COUNTY BUDGET FOR 2016, APPROPRIATIONS AND SALARY SCHEDULE	445
RESO 292-15 ADOPT LOCAL LAW NO. 7 OF 2015-GOLD STAR PARENTS ELIBIGLE FOR VETERANS' ALT EXEMPTION	458
<u>AGENCY</u>	
REOS 243-15 DESIGNATION TIOGA COUNTY LDC DBA TOURISM AUTHORIZED PROMOTION AGENCY 2016	396
RESO 172-15 RESO TO APPROVE PROBATION AS LEAD AGENCY FOR APPLICATION/FUNDING VIA STSJP	247
<u>AGREEMENT</u>	
RESO 104-15 APPROVE SUPPLEMENTAL AGREEMENT ELLIS CREEK RD. BRIDGES FOR DESIGN SERVICES	140
RESO 108-15 RESO TO APPROVE MOU BETWEEN PROBATION DEPARTMENT AND SMART START	144
RESO 137-15 RATIFY CSEA 2015-2017 COLLECTIVE BARGAINING AGREEMENT	188
RESO 16-15 AUTHORIZE ESRI GIS AGREEMENT	19
RESO 17-15 APPROVE SUPPLEMENTAL AGREEMENT 2 WEST CREEK RD BRIDGE-DELTA ENGINEERS	20
RESO 186-15 AUTHORIZE EXECUTION OF THREE WAY AGREEMENT REGARDING FORECLOSED PROP TOWN OF RICHFORD	285
RESO 242-15 AUTHORIZE EXECUTION COOPERATIVE AGREEMENTS LAW/ITCS/PH/DSS AND MH	390
RESO 261-15 AUTHORIZATION TO ENTER INTO FIRST AMENDMENT TO AGREEMENT WITH H2O PARTNERS	411
RESO 262-15 AUTHORIZE EXECUTION COOPERATIVE AGREEMENT DSS AND SHERIFF'S DEPARTMENT	412
RESO 294-15 APPROVE SUPPLEMENTAL AGREEMENT REBID BLEWER RD. BRIDGE BIN 2218580 DELTA ENGINEERS	461
RESO 295-15 APPROVE SUPPLEMENTAL AGREEMENT FOR CONSTRUCTION INSPECTION BRIDGE MAIN-MCFARLAND	462
RESO 302-15 AUTHORIZATION EXECUTE INTERMUNICIPAL AGREEMENT TIOGA/CHEMUNG FOR MASS TRANSPORTATION SVC	469

CATEGORY	PAGE
RESO 48-15 AUTHORIZING LEGISLATIVE CHAIR SIGN SUBORDINATION AGREEMENT W/CHEMUNG CANAL TRUST CO	56
RESO 72-15 INTERMUNICIPAL AGREEMENT HAZARDOUS WASTE	98
<u>AMEND</u>	
RESO 128-15 AMEND POLICY 22 RIGHT TO KNOW	177
RESO 131-15 AMEND RESO #53-15 EXTEND TEMPORARY POSITION LEGISLATIVE OFFICE	182
RESO 140-15 AMEND TIOGA EMPLOYMENT CENTER BUDGET	195
RESO 154-15 AMEND POLICY 5 FIXED ASSET INVENTORY	225
RESO 155-15 AMEND COUNTY POLICY 44; NON-UNION BENEFITS	226
RESO 198-15 AMEND COUNTY POLICY 34: FAMILY AND MEDICAL LEAVE	302
RESO 218-15 AMEND RESO NOS 385-90, 102-00, 150-07, AND 345-09 AMENDING FEES REAL PROPERTY	329
RESO 235-15 AMEND COUNTY POLICY 1: SECTION VIII: FILLING VACANCIES	355
RESO 236-15 AMEND POLICY 23 PURCHASING AND PAYMENT POLICY	356
RESO 237-15 AMEND, REPLACE AND RENAME POLICY 43 TIOGA COUNTY'S NETWORK POLICIES/PROCEDURES	359
RESO 238-15 AMEND COUNTY POLICY 44: NON-UNION BENEFITS	385
RESO 25-15 AMEND POLICY 41 TIOGA COUNTY COMMERCIAL DRIVER LICENSE DRUG AND ALCOHOL TESTING	28
RESO 265-15 AMEND COUNTY POLICY 3; SECTION I: ORIENTATION	415
RESO 266-15 AMEND POLICY 23 PURCHASING AND PAYMENT POLICY	416
RESO 267-15 AMEND POLICY 39-ASSIGNMENT & USE OF COUNTY VEHICLES	423
RESO 268-15 AMEND POLICY 44; NON-UNION BENEFITS	424
RESO 30-15 AMEND RESO 266-14; AUTHORIZE APPOINTMENT OF PARALEGAL TREASURER'S OFFICE	34
RESO 307-15 AMEND RESO #131-15; EXTEND TEMPORARY POSITION LEGISLATIVE OFFICE	475
RESO 50-15 AMENDING POLICY 26 TIOGA COUNTY ETHICS LAW, SCHEDULE A	58
RESO 53-15 AMEND RSOLUTION #31-15; EXTEND TEMPORARY POSITION LEGISLATIVE OFFICE	62
RESO 78-15 AMEND RESOLUTION 138-14 HEALTH DEPARTMENT	104
RESO 79-15 AMEND RESOLUTION 189-14 DEPARTMENT OF SOCIAL SERVICES	105

CATEGORY	PAGE
RESO 80-15 AMEND RESOLUTION #53-15; EXTEND TEMPORARY POSITION (LEGISLATIVE OFFICE)	106
RESO 98-15 AMEND RESO 68-15 APPOINT MEMBERS TO SUSQUEHANNA HERITAGE AREA COMMISSION	133
<u>ANNUAL</u>	
RESO 10-15 ANNUAL REVIEW OF PROCUREMENT POLICY	9
<u>APPLY</u>	
RESO 152-15 AUTHORIZE MATERIALS RECOVERY MGR APPLY FOR GRANT FOR TRUCK WASHING BAY	223
RESO 216-15 NOTIFICATION OF GRANT APPLICATION	328
RESO 26-15 APPLY FOR INDIGENT LEGAL SERVICES GRANT	30
RESO 94-15 AUTHORIZE SUBMIT APPLICATION NEW YORK HOMES/COMMUNITY RENEWAL FUNDING	129
RSO 151-15 AUTHORIZE MATERIALS RECOVERY MGR APPLY FOR GRANT FOR COMMUNITY ANEROBIC DIGESTER	222
<u>APPOINT</u>	
RESO 100-15 APPOINT ALTERNATE MEMBER TO THE BROOME-TIOGA STORMWATER COALITION	135
RESO 101-15 APPOINT REAP BOARD MEMBER	136
RESO 109-15 AUTHORIZE INTERIM APPOINTMENT AND SALARY INCREASE PUBLIC WORKS	145
RESO 12-15 APPOINT FIRE ADVISORY BOARD	15
RESO 122-15 APPOINT GARY HAMMOND TIOGA CO RESPONSIBLE LOCAL OFFICIAL TO NYSDOT'S RLPL	171
RESO 123-15 APPOINT MEMBER TO THE TIOGA COUNTY LOCAL DEVELOPMENT CORPORATION	172
RESO 139-15 AUTHORIZE SALARY OF DEPUTY COUNTY CLERK TEMPORARY APPOINTMENT COUNTY CLERK'S OFFICE	190
RESO 158-15 AUTHORIZE APPOINTMENT OF DEPUTY COMMISSIONER OF PUBLIC WORKS	229
RESO 161-15 APPOINT MEMBER TO THE TIOGA COUNTY INDUSTRIAL DEVELOPMENT AGENCY (TCIDA)	237
RESO 162-15 RESOLUTION APPOINTING NEW MEMBER TO COMMUNITY SERVICES BOARD	238
RESO 185-15 AUTHORIZE INTERIM APPOINTMENT AND SALARY INCREASE PUBLIC HEALTH	281
RESO 199-15 AUTHORIZE APPT DIRECTOR EMPLOYMENT/TRANSITIONAL SUPPORT DEPT OF SOCIAL SERVICES	305
RESO 224-15 AUTHORIZE APPOINTMENT OF ACCOUNTANT TREASURER'S OFFICE	336

CATEGORY	PAGE
RESO 225-15 AUTHORIZE APPOINTMENT OF 1ST ASSISTANT DISTRICT ATTORNEY DA'S OFFICE	337
RESO 250-15 APPOINT MEMBER TO THE TIOGA COUNTY PLANNING BOARD-TITUS	401
RESO 273-15 AUTHORIZE APPOINTMENT OF 2ND ASSISTANT DISTRICT ATTORNEY	429
RESO 277-15 AUTHORIZE APPOINTMENT; PUBLIC HEALTH DIRECTOR	438
RESO 291-15 APPOINT MEMBER TO TRAFFIC SAFETY BOARD	457
RESO 306-15 AMEND RESO 277-15; AUTHORIZE APPOINTMENT OF PUBLIC HEALTH DIRECTOR	474
RESO 309-15 AUTHORIZE APPOINTMENT ECONOMIC DEVELOPMENT SPECIALIST	477
RESO 44-15 RABIES DONATION COMMITTEE PUBLIC HEALTH	52
RESO 45-15 APPOINT MEMBER BOARD OF ETHICS	52
RESO 51-15 AUTHORIZE APPOINTMENT ED SPECIALIST IN ECONOMIC DEV & PLANNING DEPARTMENT	60
RESO 59-15 APPOINT MEMBER BOARD OF ETHICS	87
RESO 66-15 APPOINT MEMBERS ALTERNATIVES TO INCARCERATION ADVISORY BOARD	92
RESO 67-15 APPOINT MEMBER TO THE TIOGA COUNTY PLANNING BOARD	93
RESO 68-15 APPOINT MEMBER TO THE SUSQUEHANNA HERITAGE AREA COMMISSION	93
RESO 8-15 APPOINTMENT OF ADMINISTRATIVE CORONER	8
RESO 9-15 APPOINT DIRECTORS SOIL & WATER CONSERVATION DISTRICT	9
RESO 98-15 AMEND RESO 68-15 APPOINT MEMBERS TO SUSQUEHANNA HERITAGE AREA COMMISSION	133
RESO 99-15 APPOINT MEMBER FISH & WILDLIFE MANAGEMENT BOARD	134
<u>APPROPRIATE</u>	
REOS 168-15 APPROPRIATION OF FUNDS SOCIAL SERVICES	243
RESO 13-15 APPROPRIATION OF FUNDS MENTAL HYGIENE	16
RESO 141-15 APPROPRIATION OF FUNDS SOCIAL SERVICES	196
RESO 190-15 APPROPRIATION OF FUNDS MENTAL HYGIENE	291
RESO 258-15 APPROPRIATION OF FUNDS PUBLIC HEALTH	408
RESO 281-15 ADOPT COUNTY BUDGET FOR 2016, APPROPRIATIONS AND SALARY SCHEDULE	445

CATEGORY	PAGE
RESO 284-15 APPROPRIATION AND TRANSFER OF FUNDS PUBLIC HEALTH	451
RESO 38-15 APPROPRIATION OF FUNDS PUBLIC HEALTH	46
RESO 39-15 APPROPRIATION OF FUNDS PUBLIC HEALTH	47
<u>APPROVE</u>	
RESO 104-15 APPROVE SUPPLEMENTAL AGREEMENT ELLIS CREEK RD. BRIDGES FOR DESIGN SERVICES	140
RESO 105-15 APPROVE CHANGE ORDER FOR FLOOD MITIGATION PROJECT J&K PLUMBING & HEATING	141
RESO 106-15 APPROVE FUNDING 2015 YOUTH BUREAU PROGRAM FUNDING	141
RESO 108-15 RESO TO APPROVE MOU BETWEEN PROBATION DEPARTMENT AND SMART START	144
RESO 134-15 APPROVE SALARY ABOVE HIRING BASE FOR CASEWORKER DEPT OF SOCIAL SERVICES	185
RESO 144-15 APPROVE FUNDING 2015 YOUTH BUREAU PROGRAM FUNDING INCREASE	198
RESO 149-15 APPROVE DESIGN/INSPECTION SVCS TO MCFARLAND JOHNSON FOR PHASE II OF BRIDGE MAINT PROJECT	216
RESO 164-15 APPROVE ADDITIONAL FUNDING FOR SUMMER YOUTH EMPLOYMENT PROGRAMS SOCIAL SERVICES	240
RESO 169-15 APPROVE/ENDORSE TIOGA CO IDA'S APPLICATION FOR WATER INFRASTRUCTURE DEVELOPMENT E-SITE	244
RESO 170-15 APPROVE/ENDORSE TIOGA CO IDA'S APPLICATION FOR WASTEWATER SYS UPGRADE HUNT CREEK SOUTH	245
RESO 171-15 RESO TO APPROVE CONTRACT BETWEEN TIOGA CO PROBATION AND SENTINEL OFFENDER SVCS	246
RESO 17-15 APPROVE SUPPLEMENTAL AGREEMENT 2 WEST CREEK RD BRIDGE-DELTA ENGINEERS	20
RESO 172-15 RESO TO APPROVE PROBATION AS LEAD AGENCY FOR APPLICATION/FUNDING VIA STSJP	247
RESO 174-15 APPROVE CHANGE ORDER FOR TIOGA CO BRIDGE PREVENTIVE MAINTENANCE PROJECT	249
RESO 18-15 APPROVE DESIGN SERVICES FOR BRIDGE MAINTENANCE PROGRAM MCFARLAND JOHNSON	21
RESO 19-15 APPROVE INSPECTION SERVICES FOR EAST RIVER RD BRIDGE PROJECT LABELLA ASSOCIATES	22
RESO 21-15 APPROVE CHANGE ORDERS PANKO ELECTRIC FOR FLOOD MITIGATION PROJECT/COB	24
RESO 214-15 APPROVE CHANGE ORDER FOR BRIDGE PREVENTIVE MAINTENANCE PROJECT PIN: 9753.83	326

CATEGORY	PAGE
RESO 232-15 APPROVE 2016 STOP DWI PLAN	353
RESO 294-15 APPROVE SUPPLEMENTAL AGREEMENT REBID BLEWER RD. BRIDGE BIN 2218580 DELTA ENGINEERS	461
RESO 295-15 APPROVE SUPPLEMENTAL AGREEMENT FOR CONSTRUCTION INSPECTION BRIDGE MAIN-MCFARLAND	462
RESO 301-15 RESO APPROVE CONTRACT TIOGA CO PROBATION/FAMILY AND CHILDREN'S SOCIETY	468
RESO 73-15 APPROVE INSPECTION SERVICES TIOGA CO BRIDGE PREVENTATIVE MAINTENANCE PROGRAM PROJECT	99
RESO 75-15 APPROVE CHANGE ORDERS NELCORP ELECTRIC FLOOD MITIGATION PROJECT COURTHOUSE/ANNEX/CLERK'S	101
<u>ASSESSMENT</u>	
RESO 203-15 ERRONEOUS ASSESSMENT TOWN OF CANDOR	315
RESO 204-15 ERRONEOUS ASSESSMENT TOWN OF BARTON	316
RESO 35-15 ERRONEOUS ASSESSMENT TOWN OF CANDOR	43
RESO 36-15 ERRONEOUS ASSESSMENT TOWN OF NEWARK VALLEY	44
RESO 37-15 ERRONEOUS ASSESSMENT TOWN OF OWEGO	45
<u>AUCTION</u>	
RESO 193-15 AUTHORIZE TO HOLD JOINT AUCTION WITH BROOME COUNTY	294
RESO 201-15 ACCEPT AUCTION BIDS COUNTY OWNED PROPERTY ACQUIRED FOR TAXES, AUTHORIZE DEEDS	307
<u>AUTHORIZE</u>	
REOS 243-15 DESIGNATION TIOGA COUNTY LDC DBA TOURISM AUTHORIZED PROMOTION AGENCY 2016	396
REOS 27-15 AUTHORIZE CONTRACTUAL MEDICAL CONSULTANT-DEPARTMENT OF HEALTH	31
RESO 103-15 AUTHORIZE IMPLEMENTATION/FUNDING FIRST INSTANCE 100% FEDERAL AID/STATE AID	138
RESO 107-15 RESO TO APPROVE CONTRACT BETWEEN PROBATION AND INTERNET PROBATION AND PAROLE CONTROL	142
RESO 109-15 AUTHORIZE INTERIM APPOINTMENT AND SALARY INCREASE PUBLIC WORKS	145
RESO 1-15 TRIPS AUTHORIZED	4
RESO 115-15 AUTHORIZE SUBMISSION OF PTS (POLICE TRAFFIC SERVICES) GRANT APPLICATION	165
RESO 116-15 AUTHORIZE SUBMISSION CHILD PASSENGER SAFETY PROGRAM APPLICATION	165

CATEGORY	PAGE
RESO 117-15 AUTHORIZE SUBMISSION 2015 NYS SHSP SLETPP GRANT SHERIFF'S OFFICE	166
RESO 118-15 AUTHORIZE SUBMISSION HOMELAND SECURITY GRANT APPLICATION SHSP 15 EMO	167
RESO 119-15 AUTHORIZE SUBMISSION HOMELAND SECURITY GRANT APPLICATION EMPG 15 EMO	168
RESO 120-15 AUTHORIZE TIOGA CO MRC APPLY FOR REGIONAL ED COUNCIL GRANT FOR C&D RECYCLING FACILITY	169
RESO 132-15 DECREASE HOURS DEP DIR EMERGENCY PREPAREDNESS/CREATE/FILL ADDITIONAL DEP DIR POSITION	183
RESO 135-15 AUTHORIZE APPOINTMENT OF COMMISSIONER OF PUBLIC WORKS	186
RESO 136-15 AUTHORIZE CREATION/FILLING ONE FT RECORDING CLERK COUNTY CLERK'S OFFICE	187
RESO 138-15 AUTHORIZE PURCHASE OF SOFTWARE SYSTEM AND TRANSFER OF FUNDS PERSONNEL	189
RESO 139-15 AUTHORIZE SALARY OF DEPUTY COUNTY CLERK TEMPORARY APPOINTMENT COUNTY CLERK'S OFFICE	190
RESO 14-15 AUTHORIZE DRAW-DOWN FOR FINANCIAL MANAGEMENT ACCOUNTING SYSTEM (FMAS)	17
RESO 145-15 AUTHORIZE TIOGA COUNTY TO HIRE MANASSE AUCTIONEERS TO AUCTION REAL PROPERTY	199
RESO 146-15 AUTHORIZE SALE COUNTY OWNED PROPERTY LOCATED IN VILLAGE OF NICHOLS OR ASSIGNS	200
RESO 15-15 AUTHORIZE AND FUND FIBER-OPTIC LINK TO HIGHWAY BUILDING	18
RESO 152-15 AUTHORIZE MATERIALS RECOVERY MGR APPLY FOR GRANT FOR TRUCK WASHING BAY	223
RESO 153-15 AUTHORIZATION SUBMIT NY HOMES/COMMUNITY RENEWAL GRANT 2015 WAVERLY DOWNTOWN	224
RESO 156-15 REAUTHORIZE CONTRACT SUPERIOR GROUP TIOGA EMPLOYMENT CENTER	227
RESO 158-15 AUTHORIZE APPOINTMENT OF DEPUTY COMMISSIONER OF PUBLIC WORKS	229
RESO 16-15 AUTHORIZE ESRI GIS AGREEMENT	19
RESO 175-15 AUTHORIZE SUBMISSION CRITICAL INFRASTRUCTURE GRANT PROGRAM APPLICATION EMO	250
RESO 176-15 AUTHORIZE SALE COUNTY OWNED PROPERTIES ACQUIRED FOR DELINQUENT TAXES	251
RESO 177-15 AUTHORIZE SALE SYKES PROPERTY TOWN/SPENCER TO PENNYPACKER	253

CATEGORY	PAGE
RESO 183-15 AUTHORIZE EXCEPTION TO COUNTY POLICY 20; NON-UNION VACATION	279
RESO 185-15 AUTHORIZE INTERIM APPOINTMENT AND SALARY INCREASE PUBLIC HEALTH	281
RESO 186-15 AUTHORIZE EXECUTION OF THREE WAY AGREEMENT REGARDING FORECLOSED PROP TOWN OF RICHFORD	285
RESO 187-15 AUTHORIZE SALE COUNTY OWNED PROPERTY TOWN OF RICHFORD TO RICHFORD FIRE DISTRICT	286
RESO 188-15 AUTHORIZE PUBLIC WORKS TO LET EMERGENCY REPAIR PARK SETTLEMENT ROAD BRIDGE	287
RESO 189-15 AUTHORIZE SALE OF COUNTY OWNED PROPERTY LOCATION TOWN OF SPENCER TO MORELLO	288
RESO 192-15 CONTRACT AUTHORIZATION-BOARDING OF BROOME COUNTY INMATES AT THE TIOGA COUNTY JAIL	294
RESO 193-15 AUTHORIZE TO HOLD JOINT AUCTION WITH BROOME COUNTY	294
RESO 199-15 AUTHORIZE APPT DIRECTOR EMPLOYMENT/TRANSITIONAL SUPPORT DEPT OF SOCIAL SERVICES	305
RESO 202-15 AUTHORIZE RECLASSIFICATION OF VACANT POSITION MENTAL HYGIENE	309
RESO 215-15 AUTHORIZE SUBMISSION 2015 NYS MEMBER ITEM GRANT-SHERIFF'S OFFICE	327
RESO 219-15 AUTHORIZE EXTENSION TIOGA CO OFFICE BUILDINGS GARBAGE COLLECTION/DISPOSAL SVCS CONTRACT	331
RESO 220-15 AUTHORIZING IMPLEMENTATION/FUNDING FEDERAL-AID PROJECT AND APPROPRIATE FUNDS	332
RESO 221-15 AUTHORIZATION EXECUTE ENGAGEMENT LTR FROM COUGHLIN/GERHART FOR SVCS MATTER OTERO	333
RESO 222-15 APPROVE BUREAU FIRE TO CONTRACT W/DR DAGGY TO OVERSEE BOF EMS TRAINING PROGRAMS	334
RESO 224-15 AUTHORIZE APPOINTMENT OF ACCOUNTANT TREASURER'S OFFICE	336
RESO 225-15 AUTHORIZE APPOINTMENT OF 1ST ASSISTANT DISTRICT ATTORNEY DA'S OFFICE	337
RESO 23-15 AUTHORIZE CONTRACT WITH H2O PARTNERS	26
RESO 233-15 AUTHORIZE 2016 TAX MAP MAINTENANCE CONTRACT	353
RESO 234-15 AUTHORIZE PURCHASE PROPERTY FROM RUSSELL 465 STATE RT 96 TOWN OF TIOGA	354
RESO 242-15 AUTHORIZE EXECUTION COOPERATIVE AGREEMENTS LAW/ITCS/PH/DSS AND MH	390

CATEGORY	PAGE
RESO 255-15 AUTHORIZE REIMBURSEMENT FMAS PROJECT/MANAGER/DEPUTY PM SALARIES	405
RESO 260-15 AUTHORIZE CONTRACT BETWEEN TWIN TIER PATHOLOGY ASSOCIATES AND TIOGA COUNTY	410
RESO 261-15 AUTHORIZATION TO ENTER INTO FIRST AMENDMENT TO AGREEMENT WITH H2O PARTNERS	411
RESO 262-15 AUTHORIZE EXECUTION COOPERATIVE AGREEMENT DSS AND SHERIFF'S DEPARTMENT	412
RESO 269-15 AUTHORIZE CONTRACT HARTFORD TO ADMINISTER MEDICARE ELIGIBLE RETIREE HEALTH INSURANCE	425
RESO 270-15 AUTHORIZE PURCHASE SPECIFIC EXCESS/EMPLOYERS' LIABILITY INSURANCE WORKERS' COMP PROG	426
RESO 271-15 AUTHORIZE CONTRACT RENEWAL CSEA EMPLOYEE BENEFIT FUND	427
RESO 272-15 AUTHORIZE CONTRACT FOR BACKGROUND CHECKS (PERSONNEL)	427
RESO 273-15 AUTHORIZE APPOINTMENT OF 2ND ASSISTANT DISTRICT ATTORNEY	429
RESO 274-15 AUTHORIZE SALARY INCREASE OF 1ST ASSISTANT DISTRICT ATTORNEY	430
RESO 275-15 CONTRACT AUTHORIZATION-CORRECTIONAL MEDICAL CARE JAIL MEDICAL/MENTAL HEALTH SERVICES	436
RESO 277-15 AUTHORIZE APPOINTMENT; PUBLIC HEALTH DIRECTOR	438
RESO 280-15 AUTHORIZE TREASURER TO ENCUMBER FUNDS	444
RESO 28-15 AUTHORIZE CONTRACT WITH SPENCER VAN ETTEN SADD SCHOOL ASSOCIATE FOR 2015	32
RESO 289-15 AUTHORIZE THE SUBMISSION OF 2015-2016 PSAP OPERATIONS GRANT	456
RESO 299-15 CONTRACT AUTHORIZATION-COUNTY OF MONROE AND MONROE COUNTY SHERIFF	466
RESO 30-15 AMEND RESO 266-14; AUTHORIZE APPOINTMENT OF PARALEGAL TREASURER'S OFFICE	34
RESO 302-15 AUTHORIZATION EXECUTE INTERMUNICIPAL AGREEMENT TIOGA/CHEMUNG FOR MASS TRANSPORTATION SVC	469
RESO 304-15 AUTHORIZE 2016 CONTRACTS WITH SADD SCHOOL ASSOCIATES	472
RESO 305-15 DESIGNATE PROJECT MANAGER/AUTHORIZE SALARY LEGISLATIVE OFFICE	473
RESO 306-15 AMEND RESO 277-15; AUTHORIZE APPOINTMENT OF PUBLIC HEALTH DIRECTOR	474

CATEGORY	PAGE
RESO 309-15 AUTHORIZE APPOINTMENT ECONOMIC DEVELOPMENT SPECIALIST	477
RESO 310-15 AUTHORIZE 2016 SALARY INCREASES BOARD OF ELECTIONS	477
RESO 312-15 AUTHORIZE SALARY OF DEPUTY COUNTY CLERK COUNTY CLERK'S OFFICE	479
RESO 313-15 AUTHORIZATION ACCEPT AWARDED 2015 NEW YORK MAIN STREET PROGRAM 2015 WAVERLY DOWNTOWN	480
RESO 32-15 AUTHORIZATION TO EXECUTE ENGAGEMENT LTR COUGHLIN & GERHART SVCS FRITZSCH VS TIOGA CO	36
RESO 41-15 AUTHORIZE TRANSFER OF FUNDS FROM CAPITAL RESERVE PUBLIC LAND, STRUCTURES, AND EQUIPMENT	49
RESO 47-15 AUTHORIZING IMPLEMENTATION MARCHISCELLI PROGRAM-AID ELIGIBLE COSTS	55
RESO 48-15 AUTHORIZING LEGISLATIVE CHAIR SIGN SUBORDINATION AGREEMENT W/CHEMUNG CANAL TRUST CO	56
RESO 69-15 AUTHORIZE INCREASE ADMINISTERING MORTGAGE TAX BY TIOGA CO CLERK AS APPROVED BY NYS	95
RESO 83-15 AUTHORIZE INCREASE IN HOURS, AUTHORIZE SALARY UPON PROMOTION AND ABOLISH VACANT POSITION	109
RESO 95-15 AUTHORIZE ACCEPTANCE INTEROPERABLE COMMUNICATIONS EQUIPMENT FROM NYS DHSES	131
RESO 96-15 AUTHORIZE SUBMISSION ROUND 4 STATEWIDE INTEROPERABLE COMMUNICATIONS GRANT	132
RSO 151-15 AUTHORIZE MATERIALS RECOVERY MGR APPLY FOR GRANT FOR COMMUNITY ANEROBIC DIGESTER	222
<u>AWARD</u>	
RESO 102-15 AWARD BRIDGE PREVENTATIVE MAINTENANCE PIN #9753.83 CONSTRUCTION CONTRACT	137
RESO 121-15 AWARD CONSTRUCTION ELLIS CREEK RD. BRIDGES	170
RESO 173-15 AWARD CONSTRUCTION GLEN RD. BRIDGE BIN: 3335320	248
RESO 194-15 AWARD CONSTRUCTION CODDINGTON RD. BRIDGE BIN: 3335100	295
RESO 20-15 AWARD DESIGN SERVICES TO MCFARLAND JOHNSON FOR HALSEY VALLEY RD BRIDGES	23
RESO 22-15 AWARD CONSTRUCTION CONTRACT FOR COURT HOUSE EXTERIOR REHABILITATION PHASE 3	25
RESO 264-15 AWARD BID FOR CANDOR FIRE TOWER ACCESS ROAD	414
RESO 293-15 AWARD CONSTRUCTION BLEWER RD. BRIDGE BIN: 2218580	460
RESO 296-15 AWARD DESIGN SERVICES TO BARTON/LOGUIDICE ENGINEERS DESIGN SVCS FOR DAY HOLLOW RD	463

CATEGORY	PAGE
RESO 313-15 AUTHORIZATION ACCEPT AWARDED 2015 NEW YORK MAIN STREET PROGRAM 2015 WAVERLY DOWNTOWN	480
RESO 74-15 AWARD INSPECTION SERVICES CONTRACT MCFARLAND- JOHNSON INSPECTION SVCS ELLIS CREEK RD	100
<u>BACKFILL</u>	
RESO 84-15 BACKFILL VACANT NON-UNION POSITION PUBLIC DEFENDER'S OFFICE	110
<u>BENEFITS</u>	
RESO 239-15 CONTRACT W/EXCELLUS BC/BS TO ADMINISTER HEALTH INSURANCE BENEFITS	387
<u>BID</u>	
RESO 201-15 ACCEPT AUCTION BIDS COUNTY OWNED PROPERTY ACQUIRED FOR TAXES, AUTHORIZE DEEDS	307
RESO 264-15 AWARD BID FOR CANDOR FIRE TOWER ACCESS ROAD	414
<u>BOARD</u>	
RESO 12-15 APPOINT FIRE ADVISORY BOARD	15
RESO 163-15 ABOLISH THE TIOGA COUNTY FIRE ADVISORY BOARD	239
<u>BUDGET</u>	
PUBLIC HEARING 2016 BUDGET NOVEMBER 18, 2015	431
RESO 140-15 AMEND TIOGA EMPLOYMENT CENTER BUDGET	192
RESO 207-15 TRANSFER FUNDS/BUDGET MODIFICATION PURCHASE HISTORICAL MARKER HISTORIAN DEPT	319
RESO 208-15 APPROPRIATION OF FUNDS-BUDGET MODIFICATION MENTAL HYGIENE	320
RESO 209-15 APPROPRIATION OF FUNDS-BUDGET MODIFICATION MENTAL HYGIENE	321
RESO 210-15 REQUEST RESERVE FUNDS/BUDGET MODIFICATION/TRANSFER SAFETY OFFICE	322
RESO 253-15 SET PUBLIC HEARING 2016 BUDGET	404
RESO 281-15 ADOPT COUNTY BUDGET FOR 2016, APPROPRIATIONS AND SALARY SCHEDULE	445
RESO 76-15 RESOLUTION OPPOSING PART W OF GOVERNOR'S PROPOSED 2015 BUDGET	101
<u>CHANGE</u>	
RESO 105-15 APPROVE CHANGE ORDER FOR FLOOD MITIGATION PROJECT J&K PLUMBING & HEATING	141
RESO 174-15 APPROVE CHANGE ORDER FOR TIOGA CO BRIDGE PREVENTIVE MAINTENANCE PROJECT	249

CATEGORY	PAGE
RESO 21-15 APPROVE CHANGE ORDERS PANKO ELECTRIC FOR FLOOD MITIGATION PROJECT/COB	24
RESO 214-15 APPROVE CHANGE ORDER FOR BRIDGE PREVENTIVE MAINTENANCE PROJECT PIN: 9753.83	326
RESO 311-15 2016 STAFF CHANGE EMERGENCY MANAGEMENT	478
RESO 75-15 APPROVE CHANGE ORDERS NELCORP ELECTRIC FLOOD MITIGATION PROJECT COURTHOUSE/ANNEX/CLERK'S	101
<u>COMMISSIONER</u>	
RESO 135-15 AUTHORIZE APPOINTMENT OF COMMISSIONER OF PUBLIC WORKS	186
<u>COMMITTEE</u>	
RESO 227-15 ABOLISH LEGISLATIVE COMMITTEES: PROF ADVISORY CHHA, LTHHC, AND LHCS	343
<u>CONSULTANT</u>	
REOS 27-15 AUTHORIZE CONTRACTUAL MEDICAL CONSULTANT-DEPARTMENT OF HEALTH	31
<u>CONTRACT</u>	
REOS 27-15 AUTHORIZE CONTRACTUAL MEDICAL CONSULTANT-DEPARTMENT OF HEALTH	31
RESO 102-15 AWARD BRIDGE PREVENTATIVE MAINTENANCE PIN #9753.83 CONSTRUCTION CONTRACT	137
RESO 107-15 RESO TO APPROVE CONTRACT BETWEEN PROBATION AND INTERNET PROBATION AND PAROLE CONTROL	142
RESO 108-15 RESO TO APPROVE MOU BETWEEN PROBATION DEPARTMENT AND SMART START	144
RESO 121-15 AWARD CONSTRUCTION ELLIS CREEK RD. BRIDGES	170
RESO 156-15 REAUTHORIZE CONTRACT SUPERIOR GROUP TIOGA EMPLOYMENT CENTER	227
RESO 171-15 RESO TO APPROVE CONTRACT BETWEEN TIOGA CO PROBATION AND SENTINEL OFFENDER SVCS	246
RESO 173-15 AWARD CONSTRUCTION GLEN RD. BRIDGE BIN: 3335320	248
RESO 192-15 CONTRACT AUTHORIZATION-BOARDING OF BROOME COUNTY INMATES AT THE TIOGA COUNTY JAIL	294
RESO 194-15 AWARD CONSTRUCTION CODDINGTON RD. BRIDGE BIN: 3335100	295
RESO 219-15 AUTHORIZE EXTENSION TIOGA CO OFFICE BUILDINGS GARBAGE COLLECTION/DISPOSAL SVCS CONTRACT	331
RESO 22-15 AWARD CONSTRUCTION CONTRACT FOR COURT HOUSE EXTERIOR REHABILITATION PHASE 3	25

CATEGORY	PAGE
RESO 222-15 APPROVE BUREAU FIRE TO CONTRACT W/DR DAGGY TO OVERSEE BOF EMS TRAINING PROGRAMS	334
RESO 23-15 AUTHORIZE CONTRACT WITH H2O PARTNERS	26
RESO 233-15 AUTHORIZE 2016 TAX MAP MAINTENANCE CONTRACT	353
RESO 239-15 CONTRACT W/EXCELLUS BC/BS TO ADMINISTER HEALTH INSURANCE BENEFITS	387
RESO 240-15 CONTRACT W/LIFETIME BENEFIT SOLUTIONS TO ADMINISTER FLEX SPENDING/HRA PROGRAMS	388
RESO 241-15 CONTRACT W/EMPLOYEE NETWORK FOR EMPLOYEE ASSISTANCE PROGRAM	389
RESO 259-15 CONTRACT EXTENSION PRINTING OPTICAL SCAN ELECTION BALLOTS/RELATED MATERIAL	409
RESO 260-15 AUTHORIZE CONTRACT BETWEEN TWIN TIER PATHOLOGY ASSOCIATES AND TIOGA COUNTY	410
RESO 269-15 AUTHORIZE CONTRACT HARTFORD TO ADMINISTER MEDICARE ELIGIBLE RETIREE HEALTH INSURANCE	425
RESO 271-15 AUTHORIZE CONTRACT RENEWAL CSEA EMPLOYEE BENEFIT FUND	427
RESO 272-15 AUTHORIZE CONTRACT FOR BACKGROUND CHECKS (PERSONNEL)	427
RESO 275-15 CONTRACT AUTHORIZATION-CORRECTIONAL MEDICAL CARE JAIL MEDICAL/MENTAL HEALTH SERVICES	436
RESO 28-15 AUTHORIZE CONTRACT WITH SPENCER VAN ETTEN SADD SCHOOL ASSOCIATE FOR 2015	32
RESO 293-15 AWARD CONSTRUCTION BLEWER RD. BRIDGE BIN: 2218580	460
RESO 297-15 RESOLUTION TO RENEW CONSULTANT CONTRACT FOR HAZARD MITIGATION PLAN COORD FOR 2016	464
RESO 298-15 RESO FOR CONSULTANT CONTRACT FOR AG & FARMLAND PROECTION PLAN SERVICES 2016	465
RESO 299-15 CONTRACT AUTHORIZATION-COUNTY OF MONROE AND MONROE COUNTY SHERIFF	466
RESO 300-15 RENEW CONTRACT PARTNERS IN SAFETY, INC. (CDL DRUG & ALCOHOL TESTING)	467
RESO 301-15 RESO APPROVE CONTRACT TIOGA CO PROBATION/FAMILY AND CHILDREN'S SOCIETY	468
RESO 304-15 AUTHORIZE 2016 CONTRACTS WITH SADD SCHOOL ASSOCIATES	472
RESO 314-15 RESOLUTION FOR CONSULTANT CONTRACT FOR TIOGA COUNTY STRATEGIC PLAN UPDATE	481
RESO 71-15 FILING APPLICATION STATE ASSISTANCE HOUSEHOLD HAZARDOUS WASTE PROGRAM/SIGN CONTRACT	97

CATEGORY	PAGE
RESO 74-15 AWARD INSPECTION SERVICES CONTRACT MCFARLAND-JOHNSON INSPECTION SVCS ELLIS CREEK RD	100
<u>COST</u>	
RESO 92-15 JAIL MEDICAL COSTS FOR PROVIDING HIV/HEPATITIS C TREATMENT FOR INMATES	127
<u>CREATE</u>	
RESO 132-15 DECREASE HOURS DEP DIR EMERGENCY PREPAREDNESS/CREATE/FILL ADDITIONAL DEP DIR POSITION	183
RESO 133-15 CREATE/FILL PT EMERGENCY MEDICAL TECHNICIAN INSTRUCTOR DEPT OF FIRE	184
RESO 136-15 AUTHORIZE CREATION/FILLING ONE FT RECORDING CLERK COUNTY CLERK'S OFFICE	187
RESO 157-15 CREATE/FILL TEMP FT CLERK (SEASONAL) TREASURER'S OFFICE	228
RESO 200-15 CREATE/FILL SEASONAL SOCIAL WELFARE EXAMINER POSITIONS/TYPIST HEAP PROGRAM	306
RESO 213-15 TRANSFER FUNDS/CREATE ACCOUNT FOR PARK SETTLEMENT ROAD BRIDGE EMERGENCY REPAIRS	325
RESO 276-15 CREATE/FILL TEMPORARY SPECIAL ASSISTANT POSITION COUNTY CLERK'S OFFICE	437
RESO 31-15 CREATE AND FILL TEMPORARY POSITION LEGISLATIVE OFFICE	35
RESO 52-15 CREATE AND FILL POSITION PUBLIC DEFENDER'S OFFICE	61
RESO 81-15 CREATE AND FILL HIGHWAY WORKER (SEASONAL) POSITION PUBLIC WORKS	107
<u>DECREASE</u>	
RESO 132-15 DECREASE HOURS DEP DIR EMERGENCY PREPAREDNESS/CREATE/FILL ADDITIONAL DEP DIR POSITION	183
<u>DEPOSITORY</u>	
RESO 2-15 DESIGNATION OF OFFICIAL DEPOSITORIES	4
<u>DESIGN</u>	
RESO 18-15 APPROVE DESIGN SERVICES FOR BRIDGE MAINTENANCE PROGRAM MCFARLAND JOHNSON	21
RESO 20-15 AWARD DESIGN SERVICES TO MCFARLAND JOHNSON FOR HALSEY VALLEY RD BRIDGES	23
<u>DESIGNATE</u>	
RESO 2-15 DESIGNATION OF OFFICIAL DEPOSITORIES	4
RESO 305-15 DESIGNATE PROJECT MANAGER/AUTHORIZE SALARY LEGISLATIVE OFFICE	473

CATEGORY	PAGE
RESO 3-15 DESIGNATE OFFICIAL NEWSPAPERS	5
RESO 4-15 DESIGNATION OF NEWSPAPER BY REPUBLICAN PARTY	6
RESO 5-15 DESIGNATION OF NEWSPAPER BY DEMOCRATIC PARTY	6
<u>DIRECTOR</u>	
RESO 306-15 AMEND RESO 277-15; AUTHORIZE APPOINTMENT OF PUBLIC HEALTH DIRECTOR	474
<u>DISTRIBUTE</u>	
RESO 127-15 MORTGAGE TAX DISTRIBUTION	176
RESO 254-15 MORTGAGE TAX DISTRIBUTION	404
<u>EIGHTH</u>	
EIGHTH REGULAR MEETING AUGUST 11, 2015	290
<u>ELEVENTH</u>	
ELEVENTH REGULAR MEETING NOVEMBER 10, 2015	392
<u>ENCUMBER</u>	
RESO 280-15 AUTHORIZE TREASURER TO ENCUMBER FUNDS	444
<u>ENGAGEMENT</u>	
RESO 32-15 AUTHORIZATION TO EXECUTE ENGAGEMENT LTR COUGHLIN & GERHART SVCS FRITZSCH VS TIOGA CO	36
<u>ERRONEOUS</u>	
RESO 203-15 ERRONEOUS ASSESSMENT TOWN OF CANDOR	315
RESO 204-15 ERRONEOUS ASSESSMENT TOWN OF BARTON	316
RESO 35-15 ERRONEOUS ASSESSMENT TOWN OF CANDOR	43
RESO 36-15 ERRONEOUS ASSESSMENT TOWN OF NEWARK VALLEY	44
RESO 37-15 ERRONEOUS ASSESSMENT TOWN OF OWEGO	45
<u>ESTABLISH</u>	
RESO 217-15 ESTABLISH EQUALIZATION RATES	329
<u>EXCEPTION</u>	
RESO 183-15 AUTHORIZE EXCEPTION TO COUNTY POLICY 20; NON-UNION VACATION	279
<u>EXEMPT</u>	
PUBLIC HEARING LOCAL LAW INTRO G OF 2015 GOLD STAR PARENTS VETERANS' EXEMPTION	434

CATEGORY	PAGE
<u>EXTEND</u>	
RESO 131-15 AMEND RESO #53-15 EXTEND TEMPORARY POSITION LEGISLATIVE OFFICE	182
RESO 219-15 AUTHORIZE EXTENSION TIOGA CO OFFICE BUILDINGS GARBAGE COLLECTION/DISPOSAL SVCS CONTRACT	331
RESO 259-15 CONTRACT EXTENSION PRINTING OPTICAL SCAN ELECTION BALLOTS/RELATED MATERIAL	409
RESO 307-15 AMEND RESO #131-15; EXTEND TEMPORARY POSITION LEGISLATIVE OFFICE	475
RESO 42-15 EXTEND YOUTH BOARD MEMBERS TERM YOUTH BUREAU	50
RESO 49-15 EXTEND TERM OF LEASE W/TIOGA COUNTY SOIL & WATER CONSERVATION DISTRICT	57
RESO 53-15 AMEND RSOLUTION #31-15; EXTEND TEMPORARY POSITION LEGISLATIVE OFFICE	62
<u>FEES</u>	
RESO 218-15 AMEND RESO NOS 385-90, 102-00, 150-07, AND 345-09 AMENDING FEES REAL PROPERTY	329
<u>FIFTH</u>	
FIFTH REGULAR MEETING 5/12/2015	151
<u>FILL</u>	
RESO 132-15 DECREASE HOURS DEP DIR EMERGENCY PREPAREDNESS/CREATE/FILL ADDITIONAL DEP DIR POSITION	183
RESO 133-15 CREATE/FILL PT EMERGENCY MEDICAL TECHNICIAN INSTRUCTOR DEPT OF FIRE	184
RESO 157-15 CREATE/FILL TEMP FT CLERK (SEASONAL) TREASURER'S OFFICE	228
RESO 200-15 CREATE/FILL SEASONAL SOCIAL WELFARE EXAMINER POSITIONS/TYPIST HEAP PROGRAM	306
RESO 276-15 CREATE/FILL TEMPORARY SPECIAL ASSISTANT POSITION COUNTY CLERK'S OFFICE	437
RESO 31-15 CREATE AND FILL TEMPORARY POSITION LEGISLATIVE OFFICE	35
RESO 52-15 CREATE AND FILL POSITION PUBLIC DEFENDER'S OFFICE	61
RESO 81-15 CREATE AND FILL HIGHWAY WORKER (SEASONAL) POSITION PUBLIC WORKS	107
<u>FIRST</u>	
FIRST REGULAR MEETING JANUARY 13, 2015	11
FIRST SPECIAL AND ORGANIZATION MEETING JANUARY 2, 2015	1

CATEGORY	PAGE
<u>FIX</u>	
RESO 278-15 FIX TIME OF ORGANIZATIONAL MEETING	443
RESO 7-15 FIX DATES AND TIMES OF TIOGA COUNTY LEGISLATIVE MEETINGS	7
<u>FOURTH</u>	
FOURTH REGULAR MEETING APRIL 14, 2015	113
FOURTH SPECIAL MEETING NOVEMBER 19, 2015	436
<u>FUND</u>	
RESO 15-15 AUTHORIZE AND FUND FIBER-OPTIC LINK TO HIGHWAY BUILDING	18
<u>FUNDING</u>	
RESO 106-15 APPROVE FUNDING 2015 YOUTH BUREAU PROGRAM FUNDING	141
RESO 144-15 APPROVE FUNDING 2015 YOUTH BUREAU PROGRAM FUNDING INCREASE	198
<u>FUNDS</u>	
REOS 168-15 APPROPRIATION OF FUNDS SOCIAL SERVICES	243
RESO 103-15 AUTHORIZE IMPLEMENTATION/FUNDING FIRST INSTANCE 100% FEDERAL AID/STATE AID	138
RESO 13-15 APPROPRIATION OF FUNDS MENTAL HYGIENE	16
RESO 138-15 AUTHORIZE PURCHASE OF SOFTWARE SYSTEM AND TRANSFER OF FUNDS PERSONNEL	189
RESO 141-15 APPROPRIATION OF FUNDS SOCIAL SERVICES	196
RESO 14-15 AUTHORIZE DRAW-DOWN FOR FINANCIAL MANAGEMENT ACCOUNTING SYSTEM (FMAS)	17
RESO 142-15 CONTINGENCY FUND REQUEST AND TRANSFER OF FUNDS MENTAL HYGIENE	196
RESO 143-15 TRANSFER FUNDS PUBLIC WORKS	197
RESO 165-15 TRANSFER OF FUNDS LEASING OF A CANON C5250 PRINTER FOR 2015 REAL PROPERTY DEPARTMENT	240
RESO 166-15 TRANSFER OF FUNDS PUBLIC HEALTH	241
RESO 167-15 TRANSFER FUNDS PUBLIC WORKS	242
RESO 169-15 APPROVE/ENDORSE TIOGA CO IDA'S APPLICATION FOR WATER INFRASTRUCTURE DEVELOPMENT E-SITE	244
RESO 170-15 APPROVE/ENDORSE TIOGA CO IDA'S APPLICATION FOR WASTEWATER SYS UPGRADE HUNT CREEK SOUTH	245
RESO 190-15 APPROPRIATION OF FUNDS MENTAL HYGIENE	291
RESO 205-15 MOVEMENT OF FUNDS TO COVER COST OF MONITORS	317

CATEGORY	PAGE
RESO 206-15 MOVEMENT OF FUNDS TO COVER COST OF ALTERNATIVE TO INCARCERATION	318
RESO 207-15 TRANSFER FUNDS/BUDGET MODIFICATION PURCHASE HISTORICAL MARKER HISTORIAN DEPT	319
RESO 208-15 APPROPRIATION OF FUNDS-BUDGET MODIFICATION MENTAL HYGIENE	320
RESO 209-15 APPROPRIATION OF FUNDS-BUDGET MODIFICATION MENTAL HYGIENE	321
RESO 210-15 REQUEST RESERVE FUNDS/BUDGET MODIFICATION/TRANSFER SAFETY OFFICE	322
RESO 211-15 TRANSFER FUNDS FOR BOX CULVERTS PUBLIC WORKS	323
RESO 212-15 TRANSFER FUNDS PUBLIC WORKS	324
RESO 213-15 TRANSFER FUNDS/CREATE ACCOUNT FOR PARK SETTLEMENT ROAD BRIDGE EMERGENCY REPAIRS	325
RESO 220-15 AUTHORIZING IMPLEMENTATION/FUNDING FEDERAL-AID PROJECT AND APPROPRIATE FUNDS	332
RESO 226-15 TRANSFER OF FUNDS LIABILITY FUND	338
RESO 228-15 REQUEST FOR TRANSFER OF FUNDS DISTRICT ATTORNEY	344
RESO 229-15 TRANSFER FUNDS FOR ROAD SALT PUBLIC WORKS	345
RESO 256-15 TRANSFER FUNDS/FUND SELF-INSURANCE PLAN RESERVE	406
RESO 257-15 TRANSFER OF FUNDS PUBLIC HEALTH	407
RESO 258-15 APPROPRIATION OF FUNDS PUBLIC HEALTH	408
RESO 280-15 AUTHORIZE TREASURER TO ENCUMBER FUNDS	444
RESO 284-15 APPROPRIATION AND TRANSFER OF FUNDS PUBLIC HEALTH	451
RESO 285-15 REQUEST AND TRANSFER OF FUNDS FROM CONTINGENCY ACCOUNT	452
RESO 286-15 BUDGET TRANSFER FROM TREASURER'S TO BUDGET	453
RESO 287-15 TRANSFER FUNDS PUBLIC WORKS	454
RESO 288-15 MOVEMENT OF FUNDS TO COVER COST OF ALTERNATIVE TO INCARCERATION	455
RESO 38-15 APPROPRIATION OF FUNDS PUBLIC HEALTH	46
RESO 39-15 APPROPRIATION OF FUNDS PUBLIC HEALTH	47
RESO 40-15 REESTABLISH PRIOR YEAR PUBLIC WORKS PROJECTS	47
RESO 41-15 AUTHORIZE TRANSFER OF FUNDS FROM CAPITAL RESERVE PUBLIC LAND, STRUCTURES, AND EQUIPMENT	49
<u>GRANT</u>	
RESO 115-15 AUTHORIZE SUBMISSION OF PTS (POLICE TRAFFIC SERVICES) GRANT APPLICATION	165

CATEGORY	PAGE
RESO 116-15 AUTHORIZE SUBMISSION CHILD PASSENGER SAFETY PROGRAM APPLICATION	165
RESO 117-15 AUTHORIZE SUBMISSION 2015 NYS SHSP SLETPP GRANT SHERIFF'S OFFICE	166
RESO 118-15 AUTHORIZE SUBMISSION HOMELAND SECURITY GRANT APPLICATION SHSP 15 EMO	167
RESO 119-15 AUTHORIZE SUBMISSION HOMELAND SECURITY GRANT APPLICATION EMPG 15 EMO	168
RESO 120-15 AUTHORIZE TIOGA CO MRC APPLY FOR REGIONAL ED COUNCIL GRANT FOR C&D RECYCLING FACILITY	169
RESO 152-15 AUTHORIZE MATERIALS RECOVERY MGR APPLY FOR GRANT FOR TRUCK WASHING BAY	223
RESO 153-15 AUTHORIZATION SUBMIT NY HOMES/COMMUNITY RENEWAL GRANT 2015 WAVERLY DOWNTOWN	224
RESO 175-15 AUTHORIZE SUBMISSION CRITICAL INFRASTRUCTURE GRANT PROGRAM APPLICATION EMO	250
RESO 195-15 SEQRA CONSIDERATION NYS PRESERVE 2015-2016 SNOWMOBILE TRAILS GRANT-IN-AID PROGRAM	296
RESO 215-15 AUTHORIZE SUBMISSION 2015 NYS MEMBER ITEM GRANT-SHERIFF'S OFFICE	327
RESO 216-15 NOTIFICATION OF GRANT APPLICATION	328
RESO 26-15 APPLY FOR INDIGENT LEGAL SERVICES GRANT	30
RESO 289-15 AUTHORIZE THE SUBMISSION OF 2015-2016 PSAP OPERATIONS GRANT	456
RESO 95-15 AUTHORIZE ACCEPTANCE INTEROPERABLE COMMUNICATIONS EQUIPMENT FROM NYS DHSES	131
RESO 96-15 AUTHORIZE SUBMISSION ROUND 4 STATEWIDE INTEROPERABLE COMMUNICATIONS GRANT	132
RSO 151-15 AUTHORIZE MATERIALS RECOVERY MGR APPLY FOR GRANT FOR COMMUNITY ANEROBIC DIGESTER	222

HEARING

PUBLIC HEARING 2016 BUDGET NOVEMBER 18, 2015	431
PUBLIC HEARING AGRICULTURE AND FARMLAND PROTECTION PLAN UPDATE 4-23-2015	147
PUBLIC HEARING LOCAL LAW INTRO G OF 2015 GOLD STAR PARENTS VETERANS' EXEMPTION	434
PUBLIC HEARING LOCAL LAW INTRO NO D OF 2015-BEST VALUE AWARD METHODOLOGY	231
PUBLIC HEARING LOCAL LAW INTRO NO. A OF 2015 - COUNTY CLERK/COUNTY SHERIFF 4-YEAR SALARIES	149

CATEGORY	PAGE
PUBLIC HEARING LOCAL LAW INTRO NO. B OF 2015 - RESERVE FUND FOR TIOGA COUNTY SELF-INSURANCE PLAN	150
PUBLIC HEARING LOCAL LAW INTRO NO. C OF 2015-AMENDING HOTEL/MOTEL TAX IN TIOGA COUNTY	230
PUBLIC HEARING LOCAL LAW INTRODUCTORY NO. E OF 2015- REPEAL LL 1 OF 1968 SALES TAX	283
PUBLIC HEARING LOCAL LAW INTRODUCTORY NO. F OF 2015- DANGEROUS FIREWORKS	284
RESO 148-15 SCHEDULE PUBLIC HEARING LOCAL LAW INTRO C OF 2015 COLLECTION HOTEL/MOTEL TAX	216
RESO 150-15 SCHEDULE PUBLIC HEARING LOCAL LAW INTRO D OF 2015 BEST VALUE AWARD METHODOLOGY	221
RESO 180-15 SCHEDULE PUBLIC HEARING LOCAL LAW INTRO E 2015- REPEALING SALES TAX LOCAL LAW 1 OF 1968	273
RESO 181-15 SCHEDULE PUBLIC HEARING LOCAL LAW INTRO F OF 2015-DANGEROUS FIREWORKS	276
RESO 252-15 SCHEDULE PUBLIC HEARING CONSIDER ADOPTION GOLD STAR PARENTS VETERANS EXEMPTION	403
RESO 253-15 SET PUBLIC HEARING 2016 BUDGET	404
RESO 87-15 SCHEDULE PUBLIC HEARING LOCAL LAW INTRODUCTORY NO. A OF 2015-SHERIFF/COUNTY CLERK SALARY	120
RESO 88-15 SCHEDULE PUBLIC HEARING LOCAL LAW INTRODUCTORY NO. B OF 2015-RESERVE FUND	122
RESO 89-15 SET PUBLIC HEARING ADOPTION AG & FARMLAND PROTECTION PLAN UPDATE	122
<u>HIRE</u>	
RESO 145-15 AUTHORIZE TIOGA COUNTY TO HIRE MANASSE AUCTIONEERS TO AUCTION REAL PROPERTY	199
<u>HOURS</u>	
RESO 97-15 REQUEST NYS LIQUOR AUTHORITY TO CHANGE OFF PREMISES BEER CLOSING HOURS	132
<u>IMPOSE</u>	
RESO 231-15 RESOLUTION OF LEGISLATURE RECODIFYING AND REIMPOSING SALES TAX	348
<u>INCREASE</u>	
RESO 185-15 AUTHORIZE INTERIM APPOINTMENT AND SALARY INCREASE PUBLIC HEALTH	281
RESO 274-15 AUTHORIZE SALARY INCREASE OF 1ST ASSISTANT DISTRICT ATTORNEY	430

CATEGORY	PAGE
RESO 310-15 AUTHORIZE 2016 SALARY INCREASES BOARD OF ELECTIONS	477
RESO 69-15 AUTHORIZE INCREASE ADMINISTERING MORTGAGE TAX BY TIOGA CO CLERK AS APPROVED BY NYS	95
RESO 83-15 AUTHORIZE INCREASE IN HOURS, AUTHORIZE SALARY UPON PROMOTION AND ABOLISH VACANT POSITION	109
RESO 93-15 REQUEST NYS AUTHORIZE SUBSTANTIAL INCREASE IN COUNTIES DMV REVENUE PERCENTAGE	128

LAW

PUBLIC HEARING LOCAL LAW INTRO NO D OF 2015-BEST VALUE AWARD METHODOLOGY	231
PUBLIC HEARING LOCAL LAW INTRO NO. B OF 2015 - RESERVE FUND FOR TIOGA COUNTY SELF-INSURANCE PLAN	150
PUBLIC HEARING LOCAL LAW INTRO NO. C OF 2015-AMENDING HOTEL/MOTEL TAX IN TIOGA COUNTY	230
PUBLIC HEARING LOCAL LAW INTRODUCTORY NO. E OF 2015-REPEAL LL 1 OF 1968 SALES TAX	283
PUBLIC HEARING LOCAL LAW INTRODUCTORY NO. F OF 2015-DANGEROUS FIREWORKS	284
RESO 129-15 ADOPT LOCAL LAW NO. 1 OF 2015-COUNTY CLERK/COUNTY SHERIFF 4-YEAR SALARIES	178
RESO 130-15 ADOPT LOCAL LAW NO. 2 OF 2015-RESERVE FUND FOR TC SELF-INSURANCE PLAN	180
RESO 148-15 SCHEDULE PUBLIC HEARING LOCAL LAW INTRO C OF 2015 COLLECTION HOTEL/MOTEL TAX	216
RESO 178-15 ADOPT LOCAL LAW NO. 3 OF 2015-HOTEL/MOTEL TAX	254
RESO 179-15 ADOPT LOCAL LAW NO. 4 OF 2015-BEST VALUE AWARD METHODOLOGY	268
RESO 197-15 ADOPT LOCAL LAW NO. 5 OF 2015-DANGEROUS FIREWORKS	299
RESO 230-15 ADOPT LOCAL LAW NO. 6 OF 2015-REPEALING SALES TAX LAW 1 OF 1968	345
RESO 24-15 RESO CANCELING ENFORCEMENT COLLECTION OF TAXES/FUTURE TAXES CERTAIN PROPTY TAX LAW 11	27
RESO 292-15 ADOPT LOCAL LAW NO. 7 OF 2015-GOLD STAR PARENTS ELIBIGLE FOR VETERANS' ALT EXEMPTION	458

LEASE

RESO 191-15 COPIER LEASE BOARD OF ELECTIONS	292
RESO 49-15 EXTEND TERM OF LEASE W/TIOGA COUNTY SOIL & WATER CONSERVATION DISTRICT	57

CATEGORY	PAGE
<u>LEVY</u>	
RESO 282-15 TOWN TAX LEVY	446
RESO 283-15 COUNTY TAX LEVY	449
<u>LOCAL</u>	
PUBLIC HEARING LOCAL LAW INTRO NO. A OF 2015 - COUNTY CLERK/COUNTY SHERIFF 4-YEAR SALARIES	149
PUBLIC HEARING LOCAL LAW INTRO NO. B OF 2015 - RESERVE FUND FOR TIOGA COUNTY SELF-INSURANCE PLAN	150
<u>MEETING</u>	
EIGHTH REGULAR MEETING AUGUST 11, 2015	290
ELEVENTH REGULAR MEETING NOVEMBER 10, 2015	392
FIFTH REGULAR MEETING 5/12/2015	151
FIRST REGULAR MEETING JANUARY 13, 2015	11
FIRST SPECIAL AND ORGANIZATION MEETING JANUARY 2, 2015	1
FOURTH REGULAR MEETING APRIL 14, 2015	113
FOURTH SPECIAL MEETING NOVEMBER 19, 2015	436
NINTH REGULAR MEETING SEPTEMBER 15, 2015	311
RESO 278-15 FIX TIME OF ORGANIZATIONAL MEETING	443
RESO 7-15 FIX DATES AND TIMES OF TIOGA COUNTY LEGISLATIVE MEETINGS	7
SECOND REGULAR MEETING FEBRUARY 10, 2015	38
SECOND SPECIAL MEETING MAY 21, 2015	188
SEVENTH REGULAR MEETING JULY 14, 2015	232
SIXTH REGULAR MEETING JUNE 9, 2015	192
TENTH REGULAR MEETING OCTOBER 13, 2015	339
THIRD REGULAR MEETING MARCH 10, 2015	63
THIRD SPECIAL MEETING AUGUST 6, 2015	285
TWELFTH REGULAR MEETING DECEMBER 15, 2015	440
<u>MEMBER</u>	
RESO 100-15 APPOINT ALTERNATE MEMBER TO THE BROOME-TIOGA STORMWATER COALITION	135
RESO 101-15 APPOINT REAP BOARD MEMBER	136
RESO 123-15 APPOINT MEMBER TO THE TIOGA COUNTY LOCAL DEVELOPMENT CORPORATION	172
RESO 161-15 APPOINT MEMBER TO THE TIOGA COUNTY INDUSTRIAL DEVELOPMENT AGENCY (TCIDA)	237

CATEGORY	PAGE
RESO 162-15 RESOLUTION APPOINTING NEW MEMBER TO COMMUNITY SERVICES BOARD	238
RESO 244-15 REAPPOINT MEMBER TO THE TIOGA COUNTY PLANNING BOARD-CURRENT	397
RESO 245-15 REAPPOINT MEMBER TO THE TIOGA COUNTY PLANNING BOARD-MOORE	397
RESO 246-15 REAPPOINT MEMBER TO THE TIOGA COUNTY PLANNING BOARD-BELLIS	398
RESO 247-15 REAPPOINT MEMBER TIOGA COUNTY AG AND FARMLAND PROTECTION BOARD-WHITTEMORE	399
RESO 248-15 REAPPOINT MEMBER TIOGA COUNTY AG AND FARMLAND PROTECTION BOARD-BLOODNICK	399
RESO 249-15 REAPPOINT MEMBER TIOGA COUNTY AG AND FARMLAND PROTECTION BOARD-LAWTON	400
RESO 250-15 APPOINT MEMBER TO THE TIOGA COUNTY PLANNING BOARD-TITUS	401
RESO 290-15 REAPPOINT MEMBER TO TIOGA COUNTY BOARD OF HEALTH	257
RESO 291-15 APPOINT MEMBER TO TRAFFIC SAFETY BOARD	457
RESO 42-15 EXTEND YOUTH BOARD MEMBERS TERM YOUTH BUREAU	50
RESO 43-15 REAPPOINT MEMBER TO TIOGA COUNT BOARD OF HEALTH PUBLIC HEALTH	51
RESO 44-15 RABIES DONATION COMMITTEE PUBLIC HEALTH	52
RESO 45-15 APPOINT MEMBER BOARD OF ETHICS	52
RESO 57-15 RESOLUTION REAPPOINTING KATHY ROUSH TO COMMUNITY SERVICES BOARD	86
RESO 58-15 REAPPOINT MEMBER BOARD OF ETHICS	86
RESO 59-15 APPOINT MEMBER BOARD OF ETHICS	87
RESO 60-15 REAPPOINT MEMBER TO THE TIOGA COUNTY LOCAL DEVELOPMENT CORPORATION (TCLDC)	88
RESO 61-15 REAPPOINT MEMBER TO THE TIOGA COUNTY LOCAL DEVELOPMENT CORPORATION (TCLDC)	88
RESO 62-15 REAPPOINT MEMBER TO THE TIOGA COUNTY LOCAL DEVELOPMENT CORPORATION (TCLDC)	89
RESO 63-15 RESOLUTION REAPPOINTING MEMBER TO COMMUNITY SERVICES BOARD	90
RESO 64-15 RESOLUTION REAPPOINTING MEMBER TO COMMUNITY SERVICES BOARD	90
RESO 65-15 RESOLUTION REAPPOINTING MEMBER TO COMMUNITY SERVICES BOARD	91

CATEGORY	PAGE
RESO 66-15 APPOINT MEMBERS ALTERNATIVES TO INCARCERATION ADVISORY BOARD	92
RESO 67-15 APPOINT MEMBER TO THE TIOGA COUNTY PLANNING BOARD	93
RESO 68-15 APPOINT MEMBER TO THE SUSQUEHANNA HERITAGE AREA COMMISSION	93
RESO 9-15 APPOINT DIRECTORS SOIL & WATER CONSERVATION DISTRICT	9
RESO 98-15 AMEND RESO 68-15 APPOINT MEMBERS TO SUSQUEHANNA HERITAGE AREA COMMISSION	133
RESO 99-15 APPOINT MEMBER FISH & WILDLIFE MANAGEMENT BOARD	134
<u>MODIFY</u>	
RESO 207-15 TRANSFER FUNDS/BUDGET MODIFICATION PURCHASE HISTORICAL MARKER HISTORIAN DEPT	319
RESO 208-15 APPROPRIATION OF FUNDS-BUDGET MODIFICATION MENTAL HYGIENE	320
RESO 209-15 APPROPRIATION OF FUNDS-BUDGET MODIFICATION MENTAL HYGIENE	321
RESO 210-15 REQUEST RESERVE FUNDS/BUDGET MODIFICATION/TRANSFER SAFETY OFFICE	322
<u>NEWSPAPER</u>	
RESO 3-15 DESIGNATE OFFICIAL NEWSPAPERS	5
RESO 4-15 DESIGNATION OF NEWSPAPER BY REPUBLICAN PARTY	6
RESO 5-15 DESIGNATION OF NEWSPAPER BY DEMOCRATIC PARTY	6
<u>NINTH</u>	
NINTH REGULAR MEETING SEPTEMBER 15, 2015	311
<u>OFFICIAL</u>	
RESO 2-15 DESIGNATION OF OFFICIAL DEPOSITORIES	4
<u>OPPOSE</u>	
RESO 76-15 RESOLUTION OPPOSING PART W OF GOVERNOR'S PROPOSED 2015 BUDGET	101
<u>ORGANIZATIONAL</u>	
FIRST SPECIAL AND ORGANIZATION MEETING JANUARY 2, 2015	1
RESO 278-15 FIX TIME OF ORGANIZATIONAL MEETING	443

CATEGORY	PAGE
<u>PLAN</u>	
PUBLIC HEARING AGRICULTURE AND FARMLAND PROTECTION PLAN UPDATE 4-23-2015	147
RESO 125-15 ADOPT TC AG & FARMLAND PROTECTION PLAN UPDATE AND SEQR NEGATIVE DECLARATION	174
RESO 126-15 ADOPT TC STORMWATER MANAGEMENT PROGRAM PLAN 2015-2020	175
RESO 232-15 APPROVE 2016 STOP DWI PLAN	353
RESO 256-15 TRANSFER FUNDS/FUND SELF-INSURANCE PLAN RESERVE	406
RESO 298-15 RESO FOR CONSULTANT CONTRACT FOR AG & FARMLAND PROECTION PLAN SERVICES 2016	465
RESO 314-15 RESOLUTION FOR CONSULTANT CONTRACT FOR TIOGA COUNTY STRATEGIC PLAN UPDATE	481
<u>POLICY</u>	
RESO 10-15 ANNUAL REVIEW OF PROCUREMENT POLICY	9
RESO 128-15 AMEND POLICY 22 RIGHT TO KNOW	177
RESO 154-15 AMEND POLICY 5 FIXED ASSET INVENTORY	225
RESO 155-15 AMEND COUNTY POLICY 44; NON-UNION BENEFITS	226
RESO 183-15 AUTHORIZE EXCEPTION TO COUNTY POLICY 20; NON-UNION VACATION	279
RESO 198-15 AMEND COUNTY POLICY 34: FAMILY AND MEDICAL LEAVE	302
RESO 235-15 AMEND COUNTY POLICY 1: SECTION VIII: FILLING VACANCIES	355
RESO 236-15 AMEND POLICY 23 PURCHASING AND PAYMENT POLICY	356
RESO 237-15 AMEND, REPLACE AND RENAME POLICY 43 TIOGA COUNTY'S NETWORK POLICIES/PROCEDURES	359
RESO 238-15 AMEND COUNTY POLICY 44: NON-UNION BENEFITS	385
RESO 25-15 AMEND POLICY 41 TIOGA COUNTY COMMERCIAL DRIVER LICENSE DRUG AND ALCOHOL TESTING	28
RESO 265-15 AMEND COUNTY POLICY 3; SECTION I: ORIENTATION	415
RESO 266-15 AMEND POLICY 23 PURCHASING AND PAYMENT POLICY	416
RESO 267-15 AMEND POLICY 39-ASSIGNEMENT & USE OF COUNTY VEHICLES	423
RESO 268-15 AMEND POLICY 44; NON-UNION BENEFITS	424
RESO 50-15 AMENDING POLICY 26 TIOGA COUNTY ETHICS LAW, SCHEDULE A	58

CATEGORY	PAGE
<u>POSITION</u>	
RESO 131-15 AMEND RESO #53-15 EXTEND TEMPORARY POSITION LEGISLATIVE OFFICE	182
RESO 132-15 DECREASE HOURS DEP DIR EMERGENCY PREPAREDNESS/CREATE/FILL ADDITIONAL DEP DIR POSITION	183
RESO 133-15 CREATE/FILL PT EMERGENCY MEDICAL TECHNICIAN INSTRUCTOR DEPT OF FIRE	184
RESO 136-15 AUTHORIZE CREATION/FILLING ONE FT RECORDING CLERK COUNTY CLERK'S OFFICE	187
RESO 157-15 CREATE/FILL TEMP FT CLERK (SEASONAL) TREASURER'S OFFICE	228
RESO 158-15 AUTHORIZE APPOINTMENT OF DEPUTY COMMISSIONER OF PUBLIC WORKS	229
RESO 199-15 AUTHORIZE APPT DIRECTOR EMPLOYMENT/TRANSITIONAL SUPPORT DEPT OF SOCIAL SERVICES	305
RESO 200-15 CREATE/FILL SEASONAL SOCIAL WELFARE EXAMINER POSITIONS/TYPIST HEAP PROGRAM	306
RESO 202-15 AUTHORIZE RECLASSIFICATION OF VACANT POSITION MENTAL HYGIENE	309
RESO 223-15 ABOLISH ONE ACCT CLERK-TYPIST POSITION MENTAL HYGIENE DEPARTMENT	335
RESO 224-15 AUTHORIZE APPOINTMENT OF ACCOUNTANT TREASURER'S OFFICE	336
RESO 225-15 AUTHORIZE APPOINTMENT OF 1ST ASSISTANT DISTRICT ATTORNEY DA'S OFFICE	337
RESO 273-15 AUTHORIZE APPOINTMENT OF 2ND ASSISTANT DISTRICT ATTORNEY	429
RESO 276-15 CREATE/FILL TEMPORARY SPECIAL ASSISTANT POSITION COUNTY CLERK'S OFFICE	437
RESO 277-15 AUTHORIZE APPOINTMENT; PUBLIC HEALTH DIRECTOR	438
RESO 29-15 ABOLISH ONE PART-TIME LICENSED PRACTICAL NURSE POSITION PUBLIC HEALTH DEPT	33
RESO 30-15 AMEND RESO 266-14; AUTHORIZE APPOINTMENT OF PARALEGAL TREASURER'S OFFICE	34
RESO 305-15 DESIGNATE PROJECT MANAGER/AUTHORIZE SALARY LEGISLATIVE OFFICE	473
RESO 307-15 AMEND RESO #131-15; EXTEND TEMPORARY POSITION LEGISLATIVE OFFICE	475
RESO 308-15 ABOLISH POSITION; DEPARTMENT OF MOTOR VEHICLES COUNTY CLERK	476

CATEGORY	PAGE
RESO 309-15 AUTHORIZE APPOINTMENT ECONOMIC DEVELOPMENT SPECIALIST	476
RESO 311-15 2016 STAFF CHANGE EMERGENCY MANAGEMENT	478
RESO 31-15 CREATE AND FILL TEMPORARY POSITION LEGISLATIVE OFFICE	35
RESO 312-15 AUTHORIZE SALARY OF DEPUTY COUNTY CLERK COUNTY CLERK'S OFFICE	479
RESO 51-15 AUTHORIZE APPOINTMENT ED SPECIALIST IN ECONOMIC DEV & PLANNING DEPARTMENT	60
RESO 52-15 CREATE AND FILL POSITION PUBLIC DEFENDER'S OFFICE	61
RESO 53-15 AMEND RSOLUTION #31-15; EXTEND TEMPORARY POSITION LEGISLATIVE OFFICE	62
RESO 77-15 REAPPOINTMENT OF COUNTY HISTORIAN	103
RESO 78-15 AMEND RESOLUTION 138-14 HEALTH DEPARTMENT	104
RESO 79-15 AMEND RESOLUTION 189-14 DEPARTMENT OF SOCIAL SERVICES	105
RESO 80-15 AMEND RESOLUTION #53-15; EXTEND TEMPORARY POSITION (LEGISLATIVE OFFICE)	106
RESO 81-15 CREATE AND FILL HIGHWAY WORKER (SEASONAL) POSITION PUBLIC WORKS	107
RESO 82-15 ABOLISH UNFUNDED VACANT POSITIONS (VARIOUS DEPARTMENTS)	107
RESO 83-15 AUTHORIZE INCREASE IN HOURS, AUTHORIZE SALARY UPON PROMOTION AND ABOLISH VACANT POSITION	109
RESO 84-15 BACKFILL VACANT NON-UNION POSITION PUBLIC DEFENDER'S OFFICE	110
<u>PROGRAM</u>	
RESO 106-15 APPROVE FUNDING 2015 YOUTH BUREAU PROGRAM FUNDING	141
RESO 164-15 APPROVE ADDITIONAL FUNDING FOR SUMMER YOUTH EMPLOYMENT PROGRAMS SOCIAL SERVICES	240
RESO 18-15 APPROVE DESIGN SERVICES FOR BRIDGE MAINTENANCE PROGRAM MCFARLAND JOHNSON	21
RESO 195-15 SEQRA CONSIDERATION NYS PRESERVE 2015-2016 SNOWMOBILE TRAILS GRANT-IN-AID PROGRAM	296
RESO 220-15 AUTHORIZING IMPLEMENTATION/FUNDING FEDERAL-AID PROJECT AND APPROPRIATE FUNDS	332
RESO 240-15 CONTRACT W/LIFETIME BENEFIT SOLUTIONS TO ADMINISTER FLEX SPENDING/HRA PROGRAMS	388
RESO 241-15 CONTRACT W/EMPLOYEE NETWORK FOR EMPLOYEE ASSISTANCE PROGRAM	389

CATEGORY	PAGE
RESO 270-15 AUTHORIZE PURCHASE SPECIFIC EXCESS/EMPLOYERS' LIABILITY INSURANCE WORKERS' COMP PROG	426
RESO 313-15 AUTHORIZATION ACCEPT AWARDED 2015 NEW YORK MAIN STREET PROGRAM 2015 WAVERLY DOWNTOWN	480
RESO 47-15 AUTHORIZING IMPLEMENTATION MARCHISCELLI PROGRAM-AID ELIGIBLE COSTS	55
RESO 71-15 FILING APPLICATION STATE ASSISTANCE HOUSEHOLD HAZARDOUS WASTE PROGRAM/SIGN CONTRACT	97
RESO 94-15 AUTHORIZE SUBMIT APPLICATION NEW YORK HOMES/COMMUNITY RENEWAL FUNDING	129
<u>PROJECT</u>	
RESO 122-15 APPOINT GARY HAMMOND TIOGA CO RESPONSIBLE LOCAL OFFICIAL TO NYSDOT'S RLPL	171
RESO 19-15 APPROVE INSPECTION SERVICES FOR EAST RIVER RD BRIDGE PROJECT LABELLA ASSOCIATES	22
RESO 21-15 APPROVE CHANGE ORDERS PANKO ELECTRIC FOR FLOOD MITIGATION PROJECT/COB	24
RESO 214-15 APPROVE CHANGE ORDER FOR BRIDGE PREVENTIVE MAINTENANCE PROJECT PIN: 9753.83	326
RESO 40-15 REESTABLISH PRIOR YEAR PUBLIC WORKS PROJECTS	47
RESO 46-15 RESO URGING GOV CUOMO AND NYS LEGISLATURE TO ADVANCE FUNDING TO EXPEDITE I-86	53
RESO 73-15 APPROVE INSPECTION SERVICES TIOGA CO BRIDGE PREVENTATIVE MAINTENANCE PROGRAM PROJECT	99
<u>PROVIDE</u>	
RESO 92-15 JAIL MEDICAL COSTS FOR PROVIDING HIV/HEPATITIS C TREATMENT FOR INMATES	127
<u>PUBLIC</u>	
PUBLIC HEARING 2016 BUDGET NOVEMBER 18, 2015	431
PUBLIC HEARING AGRICULTURE AND FARMLAND PROTECTION PLAN UPDATE 4-23-2015	147
PUBLIC HEARING LOCAL LAW INTRO G OF 2015 GOLD STAR PARENTS VETERANS' EXEMPTION	434
PUBLIC HEARING LOCAL LAW INTRO NO D OF 2015-BEST VALUE AWARD METHODOLOGY	231
PUBLIC HEARING LOCAL LAW INTRO NO. A OF 2015 - COUNTY CLERK/COUNTY SHERIFF 4-YEAR SALARIES	149
PUBLIC HEARING LOCAL LAW INTRO NO. B OF 2015 - RESERVE FUND FOR TIOGA COUNTY SELF-INSURANCE PLAN	150

CATEGORY	PAGE
PUBLIC HEARING LOCAL LAW INTRO NO. C OF 2015-AMENDING HOTEL/MOTEL TAX IN TIOGA COUNTY	230
PUBLIC HEARING LOCAL LAW INTRODUCTORY NO. E OF 2015-REPEAL LL 1 OF 1968 SALES TAX	283
PUBLIC HEARING LOCAL LAW INTRODUCTORY NO. F OF 2015-DANGEROUS FIREWORKS	284
RESO 11-15 TERMINATE THE TIOGA COUNTY PUBLIC TRANSIT ADVISORY COUNCIL	15
<u>PURCHASE</u>	
RESO 138-15 AUTHORIZE PURCHASE OF SOFTWARE SYSTEM AND TRANSFER OF FUNDS PERSONNEL	189
RESO 234-15 AUTHORIZE PURCHASE PROPERTY FROM RUSSELL 465 STATE RT 96 TOWN OF TIOGA	354
RESO 270-15 AUTHORIZE PURCHASE SPECIFIC EXCESS/EMPLOYERS' LIABILITY INSURANCE WORKERS' COMP PROG	426
<u>RATE</u>	
RESO 217-15 ESTABLISH EQUALIZATION RATES	329
RESO 303-15 REIMBURSEMENT RATES FUNERAL HOME SOCIAL SERVICES	470
<u>RATIFY</u>	
RESO 137-15 RATIFY CSEA 2015-2017 COLLECTIVE BARGAINING AGREEMENT	188
<u>REAPPOINT</u>	
RESO 244-15 REAPPOINT MEMBER TO THE TIOGA COUNTY PLANNING BOARD-CURRENT	397
RESO 245-15 REAPPOINT MEMBER TO THE TIOGA COUNTY PLANNING BOARD-MOORE	397
RESO 246-15 REAPPOINT MEMBER TO THE TIOGA COUNTY PLANNING BOARD-BELLIS	398
RESO 247-15 REAPPOINT MEMBER TIOGA COUNTY AG AND FARMLAND PROTECTION BOARD-WHITTEMORE	399
RESO 248-15 REAPPOINT MEMBER TIOGA COUNTY AG AND FARMLAND PROTECTION BOARD-BLOODNICK	399
RESO 249-15 REAPPOINT MEMBER TIOGA COUNTY AG AND FARMLAND PROTECTION BOARD-LAWTON	400
RESO 290-15 REAPPOINT MEMBER TO TIOGA COUNTY BOARD OF HEALTH	457
RESO 43-15 REAPPOINT MEMBER TO TIOGA COUNT BOARD OF HEALTH PUBLIC HEALTH	51

CATEGORY	PAGE
RESO 57-15 RESOLUTION REAPPOINTING KATHY ROUSH TO COMMUNITY SERVICES BOARD	86
RESO 58-15 REAPPOINT MEMBER BOARD OF ETHICS	86
RESO 60-15 REAPPOINT MEMBER TO THE TIOGA COUNTY LOCAL DEVELOPMENT CORPORATION (TCLDC)	88
RESO 61-15 REAPPOINT MEMBER TO THE TIOGA COUNTY LOCAL DEVELOPMENT CORPORATION (TCLDC)	88
RESO 62-15 REAPPOINT MEMBER TO THE TIOGA COUNTY LOCAL DEVELOPMENT CORPORATION (TCLDC)	89
RESO 63-15 RESOLUTION REAPPOINTING MEMBER TO COMMUNITY SERVICES BOARD	90
RESO 64-15 RESOLUTION REAPPOINTING MEMBER TO COMMUNITY SERVICES BOARD	90
RESO 65-15 RESOLUTION REAPPOINTING MEMBER TO COMMUNITY SERVICES BOARD	91
RESO 77-15 REAPPOINTMENT OF COUNTY HISTORIAN	103
<u>RECLASSIFY</u>	
RESO 202-15 AUTHORIZE RECLASSIFICATION OF VACANT POSITION MENTAL HYGIENE	309
<u>RECOGNIZE</u>	
RESO 110-15 RECOGNIZING WILLIAM ACKLEY'S 36 YEARS OF DEDICATED SERVICE TO TIOGA COUNTY	151
RESO 111-15 RESO RECOGNIZING LUCINDA L. HANBURY'S 37 YEARS OF DEDICATED SERVICE TO TIOGA COUNTY	152
RESO 112-12 RECOGNIZE LAURA M. HOPKINS 13 YEARS OF DEDICATED SERVICE DEPARTMENT OF SOCIAL SERVICES	153
RESO 113-15 RECOGNIZE DARLENE D. WEIDMAN'S 30 YEARS OF DEDICATED SERVICE DEPT OF SOCIAL SERVICES	154
RESO 159-15 RECOGNIZE FRANCES A. BERRY 22 YEARS OF DEDICATED SERVICE DEPARTMENT OF SOCIAL SERVICES	232
RESO 160-15 RESOLUTION RECOGNIZING STACEY L. WINTERS' 25 YEARS OF DEDICATED SERVICE TO TIOGA COUNTY	234
RESO 33-15 RESOLUTION RECOGNIZING CINDY HEATH'S 20 YEARS OF DEDICATED SERVICE TO TIOGA COUNTY	38
RESO 34-15 RESOLUTION RECOGNIZING CAROL BAILEY FOR 11 YEARS OF DEDICATED SERVICE TO TIOGA COUNTY	39
RESO 54-15 RECOGNIZE DONALD B. MARSH FOR 10 YEARS OF DEDICATED SERVICE DEPT OF SOCIAL SERVICES	63
RESO 55-15 RECOGNITION RESOLUTION RECOGNIZING GEORGE PENNEY POSTHUMOUSLY	66

CATEGORY	PAGE
RESO 56-15 RECOGNITION RESOLUTION RECOGNIZING DOMENICO D'ANGELO POSTHUMOUSLY	67
RESO 86-15 RECOGNIZING KENNETH DEL BIANCO'S 14 YEARS OF DEDICATED SERVICE TO TIOGA COUNTY	113
<u>REESTABLISH</u>	
RESO 40-15 REESTABLISH PRIOR YEAR PUBLIC WORKS PROJECTS	47
<u>REGULAR</u>	
EIGHTH REGULAR MEETING AUGUST 11, 2015	290
ELEVENTH REGULAR MEETING NOVEMBER 10, 2015	392
FIFTH REGULAR MEETING 5/12/2015	151
FIRST REGULAR MEETING JANUARY 13, 2015	11
FOURTH REGULAR MEETING APRIL 14, 2015	113
NINTH REGULAR MEETING SEPTEMBER 15, 2015	311
SECOND REGULAR MEETING FEBRUARY 10, 2015	38
SEVENTH REGULAR MEETING JULY 14, 2015	232
SIXTH REGULAR MEETING JUNE 9, 2015	192
TENTH REGULAR MEETING OCTOBER 13, 2015	339
THIRD REGULAR MEETING MARCH 10, 2015	63
TWELFTH REGULAR MEETING DECEMBER 15, 2015	440
<u>REIMBURSE</u>	
RESO 255-15 AUTHORIZE REIMBURSEMENT FMAS PROJECT/MANAGER/DEPUTY PM SALARIES	405
RESO 303-15 REIMBURSEMENT RATES FUNERAL HOME SOCIAL SERVICES	470
<u>RENEW</u>	
RESO 297-15 RESOLUTION TO RENEW CONSULTANT CONTRACT FOR HAZARD MITIGATION PLAN COORD FOR 2016	464
RESO 300-15 RENEW CONTRACT PARTNERS IN SAFETY, INC. (CDL DRUG & ALCOHOL TESTING)	467
<u>REPAIR</u>	
RESO 188-15 AUTHORIZE PUBLIC WORKS TO LET EMERGENCY REPAIR PARK SETTLEMENT ROAD BRIDGE	287
<u>REPLACE</u>	
RESO 237-15 AMEND, REPLACE AND RENAME POLICY 43 TIOGA COUNTY'S NETWORK POLICIES/PROCEDURES	359

CATEGORY	PAGE
<u>REPORT</u>	
RESO 182-15 STANDARD WORK DAY AND REPORTING RESOLUTION	277
RESO 251-15 ADOPT STATE EQUALIZATION REPORTS	402
RESO 85-15 STANDARD WORK DAY AND REPORTING RESOLUTION	111
<u>REQUEST</u>	
RESO 210-15 REQUEST RESERVE FUNDS/BUDGET MODIFICATION/TRANSFER SAFETY OFFICE	322
RESO 285-15 REQUEST AND TRANSFER OF FUNDS FROM CONTINGENCY ACCOUNT	452
RESO 70-15 HOME RULE REQUEST IN SUPPORT OF S3283/A5481 EXTENDING CURRENT SALES TAX	96
RESO 93-15 REQUEST NYS AUTHORIZE SUBSTANTIAL INCREASE IN COUNTIES DMV REVENUE PERCENTAGE	128
RESO 97-15 REQUEST NYS LIQUOR AUTHORITY TO CHANGE OFF PREMISES BEER CLOSING HOURS	132
<u>RESOLUTION</u>	
REOS 168-15 APPROPRIATION OF FUNDS SOCIAL SERVICES	243
REOS 243-15 DESIGNATION TIOGA COUNTY LDC DBA TOURISM AUTHORIZED PROMOTION AGENCY 2016	396
REOS 27-15 AUTHORIZE CONTRACTUAL MEDICAL CONSULTANT- DEPARTMENT OF HEALTH	31
RESO 100-15 APPOINT ALTERNATE MEMBER TO THE BROOME-TIOGA STORMWATER COALITION	135
RESO 101-15 APPOINT REAP BOARD MEMBER	136
RESO 10-15 ANNUAL REVIEW OF PROCUREMENT POLICY	9
RESO 102-15 AWARD BRIDGE PREVENTATIVE MAINTENANCE PIN #9753.83 CONSTRUCTION CONTRACT	137
RESO 103-15 AUTHORIZE IMPLEMENTATION/FUNDING FIRST INSTANCE 100% FEDERAL AID/STATE AID	138
RESO 104-15 APPROVE SUPPLEMENTAL AGREEMENT ELLIS CREEK RD. BRIDGES FOR DESIGN SERVICES	140
RESO 105-15 APPROVE CHANGE ORDER FOR FLOOD MITIGATION PROJECT J&K PLUMBING & HEATING	141
RESO 106-15 APPROVE FUNDING 2015 YOUTH BUREAU PROGRAM FUNDING	141
RESO 107-15 RESO TO APPROVE CONTRACT BETWEEN PROBATION AND INTERNET PROBATION AND PAROLE CONTROL	142
RESO 108-15 RESO TO APPROVE MOU BETWEEN PROBATION DEPARTMENT AND SMART START	144

CATEGORY	PAGE
RESO 109-15 AUTHORIZE INTERIM APPOINTMENT AND SALARY INCREASE PUBLIC WORKS	145
RESO 110-15 RECOGNIZING WILLIAM ACKLEY'S 36 YEARS OF DEDICATED SERVICE TO TIOGA COUNTY	151
RESO 111-15 RESO RECOGNIZING LUCINDA L. HANBURY'S 37 YEARS OF DEDICATED SERVICE TO TIOGA COUNTY	152
RESO 11-15 TERMINATE THE TIOGA COUNTY PUBLIC TRANSIT ADVISORY COUNCIL	15
RESO 112-12 RECOGNIZE LAURA M. HOPKINS 13 YEARS OF DEDICATED SERVICE DEPARTMENT OF SOCIAL SERVICES	153
RESO 113-15 RECOGNIZE DARLENE D. WEIDMAN'S 30 YEARS OF DEDICATED SERVICE DEPT OF SOCIAL SERVICES	154
RESO 114-15 RESO IN SUPPORT OF STATE ASSEMBLY BILL 3558 REDEFINE SECTION 60 GENERAL CONSTRUCTION LAW	163
RESO 1-15 TRIPS AUTHORIZED	4
RESO 115-15 AUTHORIZE SUBMISSION OF PTS (POLICE TRAFFIC SERVICES) GRANT APPLICATION	165
RESO 116-15 AUTHORIZE SUBMISSION CHILD PASSENGER SAFETY PROGRAM APPLICATION	165
RESO 117-15 AUTHORIZE SUBMISSION 2015 NYS SHSP SLETPP GRANT SHERIFF'S OFFICE	166
RESO 118-15 AUTHORIZE SUBMISSION HOMELAND SECURITY GRANT APPLICATION SHSP 15 EMO	167
RESO 119-15 AUTHORIZE SUBMISSION HOMELAND SECURITY GRANT APPLICATION EMPG 15 EMO	168
RESO 120-15 AUTHORIZE TIOGA CO MRC APPLY FOR REGIONAL ED COUNCIL GRANT FOR C&D RECYCLING FACILITY	169
RESO 121-15 AWARD CONSTRUCTION ELLIS CREEK RD. BRIDGES	170
RESO 12-15 APPOINT FIRE ADVISORY BOARD	15
RESO 122-15 APPOINT GARY HAMMOND TIOGA CO RESPONSIBLE LOCAL OFFICIAL TO NYSDOT'S RLPL	171
RESO 123-15 APPOINT MEMBER TO THE TIOGA COUNTY LOCAL DEVELOPMENT CORPORATION	172
RESO 124-15 RESO SUPPORT TIOGA DOWNS SELECTION AS EASTERN STR CASION GAMING LICENSEE AWARDEE	172
RESO 125-15 ADOPT TC AG & FARMLAND PROTECTION PLAN UPDATE AND SEQR NEGATIVE DECLARATION	174
RESO 126-15 ADOPT TC STORMWATER MANAGEMENT PROGRAM PLAN 2015-2020	175
RESO 127-15 MORTGAGE TAX DISTRIBUTION	176
RESO 128-15 AMEND POLICY 22 RIGHT TO KNOW	177

CATEGORY	PAGE
RESO 129-15 ADOPT LOCAL LAW NO. 1 OF 2015-COUNTY CLERK/COUNTY SHERIFF 4-YEAR SALARIES	178
RESO 130-15 ADOPT LOCAL LAW NO. 2 OF 2015-RESERVE FUND FOR TC SELF-INSURANCE PLAN	180
RESO 131-15 AMEND RESO #53-15 EXTEND TEMPORARY POSITION LEGISLATIVE OFFICE	182
RESO 13-15 APPROPRIATION OF FUNDS MENTAL HYGIENE	16
RESO 132-15 DECREASE HOURS DEP DIR EMERGENCY PREPAREDNESS/CREATE/FILL ADDITIONAL DEP DIR POSITION	183
RESO 133-15 CREATE/FILL PT EMERGENCY MEDICAL TECHNICIAN INSTRUCTOR DEPT OF FIRE	184
RESO 134-15 APPROVE SALARY ABOVE HIRING BASE FOR CASEWORKER DEPT OF SOCIAL SERVICES	185
RESO 135-15 AUTHORIZE APPOINTMENT OF COMMISSIONER OF PUBLIC WORKS	186
RESO 136-15 AUTHORIZE CREATION/FILLING ONE FT RECORDING CLERK COUNTY CLERK'S OFFICE	187
RESO 137-15 RATIFY CSEA 2015-2017 COLLECTIVE BARGAINING AGREEMENT	188
RESO 138-15 AUTHORIZE PURCHASE OF SOFTWARE SYSTEM AND TRANSFER OF FUNDS PERSONNEL	189
RESO 139-15 AUTHORIZE SALARY OF DEPUTY COUNTY CLERK TEMPORARY APPOINTMENT COUNTY CLERK'S OFFICE	190
RESO 140-15 AMEND TIOGA EMPLOYMENT CENTER BUDGET	195
RESO 141-15 APPROPRIATION OF FUNDS SOCIAL SERVICES	196
RESO 14-15 AUTHORIZE DRAW-DOWN FOR FINANCIAL MANAGEMENT ACCOUNTING SYSTEM (FMAS)	17
RESO 142-15 CONTINGENCY FUND REQUEST AND TRANSFER OF FUNDS MENTAL HYGIENE	196
RESO 143-15 TRANSFER FUNDS PUBLIC WORKS	197
RESO 144-15 APPROVE FUNDING 2015 YOUTH BUREAU PROGRAM FUNDING INCREASE	198
RESO 145-15 AUTHORIZE TIOGA COUNTY TO HIRE MANASSE AUCTIONEERS TO AUCTION REAL PROPERTY	199
RESO 146-15 AUTHORIZE SALE COUNTY OWNED PROPERTY LOCATED IN VILLAGE OF NICHOLS OR ASSIGNS	200
RESO 147-15 DEFENSE OF PROPERTY RIGHTS	201
RESO 148-15 SCHEDULE PUBLIC HEARING LOCAL LAW INTRO C OF 2015 COLLECTION HOTEL/MOTEL TAX	216
RESO 149-15 APPROVE DESIGN/INSPECTION SVCS TO MCFARLAND JOHNSON FOR PHASE II OF BRIDGE MAINT PROJECT	216

CATEGORY	PAGE
RESO 150-15 SCHEDULE PUBLIC HEARING LOCAL LAW INTRO D OF 2015 BEST VALUE AWARD METHODOLOGY	221
RESO 15-15 AUTHORIZE AND FUND FIBER-OPTIC LINK TO HIGHWAY BUILDING	18
RESO 152-15 AUTHORIZE MATERIALS RECOVERY MGR APPLY FOR GRANT FOR TRUCK WASHING BAY	223
RESO 153-15 AUTHORIZATION SUBMIT NY HOMES/COMMUNITY RENEWAL GRANT 2015 WAVERLY DOWNTOWN	224
RESO 154-15 AMEND POLICY 5 FIXED ASSET INVENTORY	225
RESO 155-15 AMEND COUNTY POLICY 44; NON-UNION BENEFITS	226
RESO 156-15 REAUTHORIZE CONTRACT SUPERIOR GROUP TIOGA EMPLOYMENT CENTER	227
RESO 157-15 CREATE/FILL TEMP FT CLERK (SEASONAL) TREASURER'S OFFICE	228
RESO 158-15 AUTHORIZE APPOINTMENT OF DEPUTY COMMISSIONER OF PUBLIC WORKS	229
RESO 159-15 RECOGNIZE FRANCES A. BERRY 22 YEARS OF DEDICATED SERVICE DEPARTMENT OF SOCIAL SERVICES	232
RESO 160-15 RESOLUTION RECOGNIZING STACEY L. WINTERS' 25 YEARS OF DEDICATED SERVICE TO TIOGA COUNTY	234
RESO 161-15 APPOINT MEMBER TO THE TIOGA COUNTY INDUSTRIAL DEVELOPMENT AGENCY (TCIDA)	237
RESO 16-15 AUTHORIZE ESRI GIS AGREEMENT	19
RESO 162-15 RESOLUTION APPOINTING NEW MEMBER TO COMMUNITY SERVICES BOARD	238
RESO 163-15 ABOLISH THE TIOGA COUNTY FIRE ADVISORY BOARD	239
RESO 164-15 APPROVE ADDITIONAL FUNDING FOR SUMMER YOUTH EMPLOYMENT PROGRAMS SOCIAL SERVICES	240
RESO 165-15 TRANSFER OF FUNDS LEASING OF A CANON C5250 PRINTER FOR 2015 REAL PROPERTY DEPARTMENT	240
RESO 166-15 TRANSFER OF FUNDS PUBLIC HEALTH	241
RESO 167-15 TRANSFER FUNDS PUBLIC WORKS	242
RESO 169-15 APPROVE/ENDORSE TIOGA CO IDA'S APPLICATION FOR WATER INFRASTRUCTURE DEVELOPMENT E-SITE	244
RESO 170-15 APPROVE/ENDORSE TIOGA CO IDA'S APPLICATION FOR WASTEWATER SYS UPGRADE HUNT CREEK SOUTH	245
RESO 171-15 RESO TO APPROVE CONTRACT BETWEEN TIOGA CO PROBATION AND SENTINEL OFFENDER SVCS	246
RESO 17-15 APPROVE SUPPLEMENTAL AGREEMENT 2 WEST CREEK RD BRIDGE-DELTA ENGINEERS	20

CATEGORY	PAGE
RESO 172-15 RESO TO APPROVE PROBATION AS LEAD AGENCY FOR APPLICATION/FUNDING VIA STSJP	247
RESO 173-15 AWARD CONSTRUCTION GLEN RD. BRIDGE BIN: 3335320	248
RESO 174-15 APPROVE CHANGE ORDER FOR TIOGA CO BRIDGE PREVENTIVE MAINTENANCE PROJECT	249
RESO 175-15 AUTHORIZE SUBMISSION CRITICAL INFRASTRUCTURE GRANT PROGRAM APPLICATION EMO	250
RESO 176-15 AUTHORIZE SALE COUNTY OWNED PROPERTIES ACQUIRED FOR DELINQUENT TAXES	251
RESO 177-15 AUTHORIZE SALE SYKES PROPERTY TOWN/SPENCER TO PENNYPACKER	253
RESO 178-15 ADOPT LOCAL LAW NO. 3 OF 2015-HOTEL/MOTEL TAX	254
RESO 179-15 ADOPT LOCAL LAW NO. 4 OF 2015-BEST VALUE AWARD METHODOLOGY	268
RESO 180-15 SCHEDULE PUBLIC HEARING LOCAL LAW INTRO E 2015-REPEALING SALES TAX LOCAL LAW 1 OF 1968	273
RESO 181-15 SCHEDULE PUBLIC HEARING LOCAL LAW INTRO F OF 2015-DANGEROUS FIREWORKS	276
RESO 18-15 APPROVE DESIGN SERVICES FOR BRIDGE MAINTENANCE PROGRAM MCFARLAND JOHNSON	21
RESO 182-15 STANDARD WORK DAY AND REPORTING RESOLUTION	277
RESO 183-15 AUTHORIZE EXCEPTION TO COUNTY POLICY 20; NON-UNION VACATION	279
RESO 184-15 SALARY ADJUSTMENT FOR PUBLIC DEFENDER	280
RESO 185-15 AUTHORIZE INTERIM APPOINTMENT AND SALARY INCREASE PUBLIC HEALTH	281
RESO 186-15 AUTHORIZE EXECUTION OF THREE WAY AGREEMENT REGARDING FORECLOSED PROP TOWN OF RICHFORD	285
RESO 187-15 AUTHORIZE SALE COUNTY OWNED PROPERTY TOWN OF RICHFORD TO RICHFORD FIRE DISTRICT	286
RESO 188-15 AUTHORIZE PUBLIC WORKS TO LET EMERGENCY REPAIR PARK SETTLEMENT ROAD BRIDGE	287
RESO 189-15 AUTHORIZE SALE OF COUNTY OWNED PROPERTY LOCATION TOWN OF SPENCER TO MORELLO	288
RESO 190-15 APPROPRIATION OF FUNDS MENTAL HYGIENE	291
RESO 191-15 COPIER LEASE BOARD OF ELECTIONS	292
RESO 19-15 APPROVE INSPECTION SERVICES FOR EAST RIVER RD BRIDGE PROJECT LABELLA ASSOCIATES	22
RESO 192-15 CONTRACT AUTHORIZATION-BOARDING OF BROOME COUNTY INMATES AT THE TIOGA COUNTY JAIL	294

CATEGORY	PAGE
RESO 193-15 AUTHORIZE TO HOLD JOINT AUCTION WITH BROOME COUNTY	294
RESO 194-15 AWARD CONSTRUCTION CODDINGTON RD. BRIDGE BIN: 3335100	295
RESO 195-15 SEQRA CONSIDERATION NYS PRESERVE 2015-2016 SNOWMOBILE TRAILS GRANT-IN-AID PROGRAM	296
RESO 196-15 RESOLUTION OF SUPPORT, TIOGA COUNTY IN SUPPORT OF SNYDER FARM GROUP NATURAL GAS WELL DEV	297
RESO 197-15 ADOPT LOCAL LAW NO. 5 OF 2015-DANGEROUS FIREWORKS	299
RESO 198-15 AMEND COUNTY POLICY 34: FAMILY AND MEDICAL LEAVE	302
RESO 199-15 AUTHORIZE APPT DIRECTOR EMPLOYMENT/TRANSITIONAL SUPPORT DEPT OF SOCIAL SERVICES	305
RESO 200-15 CREATE/FILL SEASONAL SOCIAL WELFARE EXAMINER POSITIONS/TYPIST HEAP PROGRAM	306
RESO 201-15 ACCEPT AUCTION BIDS COUNTY OWNED PROPERTY ACQUIRED FOR TAXES, AUTHORIZE DEEDS	307
RESO 20-15 AWARD DESIGN SERVICES TO MCFARLAND JOHNSON FOR HALSEY VALLEY RD BRIDGES	23
RESO 202-15 AUTHORIZE RECLASSIFICATION OF VACANT POSITION MENTAL HYGIENE	309
RESO 203-15 ERRONEOUS ASSESSMENT TOWN OF CANDOR	315
RESO 204-15 ERRONEOUS ASSESSMENT TOWN OF BARTON	316
RESO 205-15 MOVEMENT OF FUNDS TO COVER COST OF MONITORS	317
RESO 206-15 MOVEMENT OF FUNDS TO COVER COST OF ALTERNATIVE TO INCARCERATION	318
RESO 207-15 TRANSFER FUNDS/BUDGET MODIFICATION PURCHASE HISTORICAL MARKER HISTORIAN DEPT	319
RESO 208-15 APPROPRIATION OF FUNDS-BUDGET MODIFICATION MENTAL HYGIENE	320
RESO 209-15 APPROPRIATION OF FUNDS-BUDGET MODIFICATION MENTAL HYGIENE	321
RESO 210-15 REQUEST RESERVE FUNDS/BUDGET MODIFICATION/TRANSFER SAFETY OFFICE	322
RESO 211-15 TRANSFER FUNDS FOR BOX CULVERTS PUBLIC WORKS	323
RESO 21-15 APPROVE CHANGE ORDERS PANKO ELECTRIC FOR FLOOD MITIGATION PROJECT/COB	24
RESO 212-15 TRANSFER FUNDS PUBLIC WORKS	324
RESO 213-15 TRANSFER FUNDS/CREATE ACCOUNT FOR PARK SETTLEMENT ROAD BRIDGE EMERGENCY REPAIRS	325

CATEGORY	PAGE
RESO 214-15 APPROVE CHANGE ORDER FOR BRIDGE PREVENTIVE MAINTENANCE PROJECT PIN: 9753.83	326
RESO 2-15 DESIGNATION OF OFFICIAL DEPOSITORIES	4
RESO 215-15 AUTHORIZE SUBMISSION 2015 NYS MEMBER ITEM GRANT-SHERIFF'S OFFICE	327
RESO 216-15 NOTIFICATION OF GRANT APPLICATION	328
RESO 217-15 ESTABLISH EQUALIZATION RATES	329
RESO 218-15 AMEND RESO NOS 385-90, 102-00, 150-07, AND 345-09 AMENDING FEES REAL PROPERTY	329
RESO 219-15 AUTHORIZE EXTENSION TIOGA CO OFFICE BUILDINGS GARBAGE COLLECTION/DISPOSAL SVCS CONTRACT	331
RESO 220-15 AUTHORIZING IMPLEMENTATION/FUNDING FEDERAL-AID PROJECT AND APPROPRIATE FUNDS	332
RESO 221-15 AUTHORIZATION EXECUTE ENGAGEMENT LTR FROM COUGHLIN/GERHART FOR SVCS MATTER OTERO	333
RESO 22-15 AWARD CONSTRUCTION CONTRACT FOR COURT HOUSE EXTERIOR REHABILITATION PHASE 3	25
RESO 222-15 APPROVE BUREAU FIRE TO CONTRACT W/DR DAGGY TO OVERSEE BOF EMS TRAINING PROGRAMS	334
RESO 223-15 ABOLISH ONE ACCT CLERK-TYPIST POSITION MENTAL HYGIENE DEPARTMENT	335
RESO 224-15 AUTHORIZE APPOINTMENT OF ACCOUNTANT TREASURER'S OFFICE	336
RESO 225-15 AUTHORIZE APPOINTMENT OF 1ST ASSISTANT DISTRICT ATTORNEY DA'S OFFICE	337
RESO 226-15 TRANSFER OF FUNDS LIABILITY FUND	338
RESO 227-15 ABOLISH LEGISLATIVE COMMITTEES: PROF ADVISORY CHHA, LTHHC, AND LHCS	343
RESO 228-15 REQUEST FOR TRANSFER OF FUNDS DISTRICT ATTORNEY	344
RESO 229-15 TRANSFER FUNDS FOR ROAD SALT PUBLIC WORKS	345
RESO 230-15 ADOPT LOCAL LAW NO. 6 OF 2015-REPEALING SALES TAX LAW 1 OF 1968	345
RESO 231-15 RESOLUTION OF LEGISLATURE RECODIFYING AND REIMPOSING SALES TAX	348
RESO 23-15 AUTHORIZE CONTRACT WITH H2O PARTNERS	26
RESO 232-15 APPROVE 2016 STOP DWI PLAN	353
RESO 233-15 AUTHORIZE 2016 TAX MAP MAINTENANCE CONTRACT	353
RESO 234-15 AUTHORIZE PURCHASE PROPERTY FROM RUSSELL 465 STATE RT 96 TOWN OF TIOGA	354

CATEGORY	PAGE
RESO 235-15 AMEND COUNTY POLICY 1: SECTION VIII: FILLING VACANCIES	355
RESO 236-15 AMEND POLICY 23 PURCHASING AND PAYMENT POLICY	356
RESO 237-15 AMEND, REPLACE AND RENAME POLICY 43 TIOGA COUNTY'S NETWORK POLICIES/PROCEDURES	359
RESO 238-15 AMEND COUNTY POLICY 44: NON-UNION BENEFITS	385
RESO 239-15 CONTRACT W/EXCELLUS BC/BS TO ADMINISTER HEALTH INSURANCE BENEFITS	387
RESO 240-15 CONTRACT W/LIFETIME BENEFIT SOLUTIONS TO ADMINISTER FLEX SPENDING/HRA PROGRAMS	388
RESO 241-15 CONTRACT W/EMPLOYEE NETWORK FOR EMPLOYEE ASSISTANCE PROGRAM	389
RESO 24-15 RESO CANCELING ENFORCEMENT COLLECTION OF TAXES/FUTURE TAXES CERTAIN PROPTY TAX LAW 11	27
RESO 242-15 AUTHORIZE EXECUTION COOPERATIVE AGREEMENTS LAW/ITCS/PH/DSS AND MH	390
RESO 244-15 REAPPOINT MEMBER TO THE TIOGA COUNTY PLANNING BOARD-CURRENT	397
RESO 245-15 REAPPOINT MEMBER TO THE TIOGA COUNTY PLANNING BOARD-MOORE	397
RESO 246-15 REAPPOINT MEMBER TO THE TIOGA COUNTY PLANNING BOARD-BELLIS	398
RESO 247-15 REAPPOINT MEMBER TIOGA COUNTY AG AND FARMLAND PROTECTION BOARD-WHITTEMORE	399
RESO 248-15 REAPPOINT MEMBER TIOGA COUNTY AG AND FARMLAND PROTECTION BOARD-BLOODNICK	399
RESO 249-15 REAPPOINT MEMBER TIOGA COUNTY AG AND FARMLAND PROTECTION BOARD-LAWTON	400
RESO 250-15 APPOINT MEMBER TO THE TIOGA COUNTY PLANNING BOARD-TITUS	401
RESO 251-15 ADOPT STATE EQUALIZATION REPORTS	402
RESO 25-15 AMEND POLICY 41 TIOGA COUNTY COMMERCIAL DRIVER LICENSE DRUG AND ALCOHOL TESTING	28
RESO 252-15 SCHEDULE PUBLIC HEARING CONSIDER ADOPTION GOLD STAR PARENTS VETERANS EXEMPTION	403
RESO 253-15 SET PUBLIC HEARING 2016 BUDGET	404
RESO 254-15 MORTGAGE TAX DISTRIBUTION	404
RESO 255-15 AUTHORIZE REIMBURSEMENT FMAS PROJECT/MANAGER/DEPUTY PM SALARIES	405
RESO 256-15 TRANSFER FUNDS/FUND SELF-INSURANCE PLAN RESERVE	406
RESO 257-15 TRANSFER OF FUNDS PUBLIC HEALTH	407

CATEGORY	PAGE
RESO 258-15 APPROPRIATION OF FUNDS PUBLIC HEALTH	408
RESO 259-15 CONTRACT EXTENSION PRINTING OPTICAL SCAN ELECTION BALLOTS/RELATED MATERIAL	409
RESO 260-15 AUTHORIZE CONTRACT BETWEEN TWIN TIER PATHOLOGY ASSOCIATES AND TIOGA COUNTY	410
RESO 261-15 AUTHORIZATION TO ENTER INTO FIRST AMENDMENT TO AGREEMENT WITH H20 PARTNERS	411
RESO 26-15 APPLY FOR INDIGENT LEGAL SERVICES GRANT	30
RESO 262-15 AUTHORIZE EXECUTION COOPERATIVE AGREEMENT DSS AND SHERIFF'S DEPARTMENT	412
RESO 263-15 ABANDON OAK HILL ROAD SOUTH TO TOWN OF BARTON	413
RESO 264-15 AWARD BID FOR CANDOR FIRE TOWER ACCESS ROAD	414
RESO 265-15 AMEND COUNTY POLICY 3; SECTION I: ORIENTATION	415
RESO 266-15 AMEND POLICY 23 PURCHASING AND PAYMENT POLICY	416
RESO 267-15 AMEND POLICY 39-ASSIGNMENT & USE OF COUNTY VEHICLES	423
RESO 268-15 AMEND POLICY 44; NON-UNION BENEFITS	424
RESO 269-15 AUTHORIZE CONTRACT HARTFORD TO ADMINISTER MEDICARE ELIGIBLE RETIREE HEALTH INSURANCE	425
RESO 270-15 AUTHORIZE PURCHASE SPECIFIC EXCESS/EMPLOYERS' LIABILITY INSURANCE WORKERS' COMP PROG	426
RESO 271-15 AUTHORIZE CONTRACT RENEWAL CSEA EMPLOYEE BENEFIT FUND	427
RESO 272-15 AUTHORIZE CONTRACT FOR BACKGROUND CHECKS (PERSONNEL)	427
RESO 273-15 AUTHORIZE APPOINTMENT OF 2ND ASSISTANT DISTRICT ATTORNEY	429
RESO 274-15 AUTHORIZE SALARY INCREASE OF 1ST ASSISTANT DISTRICT ATTORNEY	430
RESO 275-15 CONTRACT AUTHORIZATION-CORRECTIONAL MEDICAL CARE JAIL MEDICAL/MENTAL HEALTH SERVICES	436
RESO 276-15 CREATE/FILL TEMPORARY SPECIAL ASSISTANT POSITION COUNTY CLERK'S OFFICE	437
RESO 277-15 AUTHORIZE APPOINTMENT; PUBLIC HEALTH DIRECTOR	438
RESO 278-15 FIX TIME OF ORGANIZATIONAL MEETING	443
RESO 279-15 YEAR END TRANSFERS	444
RESO 280-15 AUTHORIZE TREASURER TO ENCUMBER FUNDS	444
RESO 281-15 ADOPT COUNTY BUDGET FOR 2016, APPROPRIATIONS AND SALARY SCHEDULE	445

CATEGORY	PAGE
RESO 28-15 AUTHORIZE CONTRACT WITH SPENCER VAN ETTEN SADD SCHOOL ASSOCIATE FOR 2015	32
RESO 282-15 TOWN TAX LEVY	446
RESO 283-15 COUNTY TAX LEVY	449
RESO 284-15 APPROPRIATION AND TRANSFER OF FUNDS PUBLIC HEALTH	451
RESO 285-15 REQUEST AND TRANSFER OF FUNDS FROM CONTINGENCY ACCOUNT	452
RESO 286-15 BUDGET TRANSFER FROM TREASURER'S TO BUDGET	453
RESO 287-15 TRANSFER FUNDS PUBLIC WORKS	454
RESO 288-15 MOVEMENT OF FUNDS TO COVER COST OF ALTERNATIVE TO INCARCERATION	455
RESO 289-15 AUTHORIZE THE SUBMISSION OF 2015-2016 PSAP OPERATIONS GRANT	456
RESO 290-15 REAPPOINT MEMBER TO TIOGA COUNTY BOARD OF HEALTH	457
RESO 291-15 APPOINT MEMBER TO TRAFFIC SAFETY BOARD	457
RESO 29-15 ABOLISH ONE PART-TIME LICENSED PRACTICAL NURSE POSITION PUBLIC HEALTH DEPT	33
RESO 292-15 ADOPT LOCAL LAW NO. 7 OF 2015-GOLD STAR PARENTS ELIBIGLE FOR VETERANS' ALT EXEMPTION	458
RESO 293-15 AWARD CONSTRUCTION BLEWER RD. BRIDGE BIN: 2218580	460
RESO 294-15 APPROVE SUPPLEMENTAL AGREEMENT REBID BLEWER RD. BRIDGE BIN 2218580 DELTA ENGINEERS	461
RESO 295-15 APPROVE SUPPLEMENTAL AGREEMENT FOR CONSTRUCTION INSPECTION BRIDGE MAIN-MCFARLAND	462
RESO 296-15 AWARD DESIGN SERVICES TO BARTON/LOGUIDICE ENGINEERS DESIGN SVCS FOR DAY HOLLOW RD	463
RESO 297-15 RESOLUTION TO RENEW CONSULTANT CONTRACT FOR HAZARD MITIGATION PLAN COORD FOR 2016	464
RESO 298-15 RESO FOR CONSULTANT CONTRACT FOR AG & FARMLAND PROECTION PLAN SERVICES 2016	465
RESO 299-15 CONTRACT AUTHORIZATION-COUNTY OF MONROE AND MONROE COUNTY SHERIFF	466
RESO 300-15 RENEW CONTRACT PARTNERS IN SAFETY, INC. (CDL DRUG & ALCOHOL TESTING)	467
RESO 301-15 RESO APPROVE CONTRACT TIOGA CO PROBATION/FAMILY AND CHILDREN'S SOCIETY	468
RESO 30-15 AMEND RESO 266-14; AUTHORIZE APPOINTMENT OF PARALEGAL TREASURER'S OFFICE	34

CATEGORY	PAGE
RESO 302-15 AUTHORIZATION EXECUTE INTERMUNICIPAL AGREEMENT TIOGA/CHEMUNG FOR MASS TRANSPORTATION SVC	469
RESO 303-15 REIMBURSEMENT RATES FUNERAL HOME SOCIAL SERVICES	470
RESO 304-15 AUTHORIZE 2016 CONTRACTS WITH SADD SCHOOL ASSOCIATES	472
RESO 305-15 DESIGNATE PROJECT MANAGER/AUTHORIZE SALARY LEGISLATIVE OFFICE	473
RESO 306-15 AMEND RESO 277-15; AUTHORIZE APPOINTMENT OF PUBLIC HEALTH DIRECTOR	474
RESO 307-15 AMEND RESO #131-15; EXTEND TEMPORARY POSITION LEGISLATIVE OFFICE	475
RESO 308-15 ABOLISH POSITION; DEPARTMENT OF MOTOR VEHICLES COUNTY CLERK	476
RESO 309-15 AUTHORIZE APPOINTMENT ECONOMIC DEVELOPMENT SPECIALIST	477
RESO 310-15 AUTHORIZE 2016 SALARY INCREASES BOARD OF ELECTIONS	477
RESO 311-15 2016 STAFF CHANGE EMERGENCY MANAGEMENT	478
RESO 31-15 CREATE AND FILL TEMPORARY POSITION LEGISLATIVE OFFICE	35
RESO 312-15 AUTHORIZE SALARY OF DEPUTY COUNTY CLERK COUNTY CLERK'S OFFICE	479
RESO 313-15 AUTHORIZATION ACCEPT AWARDED 2015 NEW YORK MAIN STREET PROGRAM 2015 WAVERLY DOWNTOWN	480
RESO 314-15 RESOLUTION FOR CONSULTANT CONTRACT FOR TIOGA COUNTY STRATEGIC PLAN UPDATE	481
RESO 3-15 DESIGNATE OFFICIAL NEWSPAPERS	5
RESO 32-15 AUTHORIZATION TO EXECUTE ENGAGEMENT LTR COUGHLIN & GERHART SVCS FRITZSCH VS TIOGA CO	36
RESO 33-15 RESOLUTION RECOGNIZING CINDY HEATH'S 20 YEARS OF DEDICATED SERVICE TO TIOGA COUNTY	38
RESO 34-15 RESOLUTION RECOGNIZING CAROL BAILEY FOR 11 YEARS OF DEDICATED SERVICE TO TIOGA COUNTY	39
RESO 35-15 ERRONEOUS ASSESSMENT TOWN OF CANDOR	43
RESO 36-15 ERRONEOUS ASSESSMENT TOWN OF NEWARK VALLEY	44
RESO 37-15 ERRONEOUS ASSESSMENT TOWN OF OWEGO	45
RESO 38-15 APPROPRIATION OF FUNDS PUBLIC HEALTH	46
RESO 39-15 APPROPRIATION OF FUNDS PUBLIC HEALTH	47
RESO 40-15 REESTABLISH PRIOR YEAR PUBLIC WORKS PROJECTS	47

CATEGORY	PAGE
RESO 41-15 AUTHORIZE TRANSFER OF FUNDS FROM CAPITAL RESERVE PUBLIC LAND, STRUCTURES, AND EQUIPMENT	49
RESO 4-15 DESIGNATION OF NEWSPAPER BY REPUBLICAN PARTY	6
RESO 42-15 EXTEND YOUTH BOARD MEMBERS TERM YOUTH BUREAU	50
RESO 43-15 REAPPOINT MEMBER TO TIOGA COUNT BOARD OF HEALTH PUBLIC HEALTH	51
RESO 44-15 RABIES DONATION COMMITTEE PUBLIC HEALTH	52
RESO 45-15 APPOINT MEMBER BOARD OF ETHICS	52
RESO 46-15 RESO URGING GOV CUOMO AND NYS LEGISLATURE TO ADVANCE FUNDING TO EXPEDITE I-86	53
RESO 47-15 AUTHORIZING IMPLEMENTATION MARCHISCELLI PROGRAM-AID ELIGIBLE COSTS	55
RESO 48-15 AUTHORIZING LEGISLATIVE CHAIR SIGN SUBORDINATION AGREEMENT W/CHEMUNG CANAL TRUST CO	56
RESO 49-15 EXTEND TERM OF LEASE W/TIOGA COUNTY SOIL & WATER CONSERVATION DISTRICT	57
RESO 50-15 AMENDING POLICY 26 TIOGA COUNTY ETHICS LAW, SCHEDULE A	58
RESO 51-15 AUTHORIZE APPOINTMENT ED SPECIALIST IN ECONOMIC DEV & PLANNING DEPARTMENT	60
RESO 5-15 DESIGNATION OF NEWSPAPER BY DEMOCRATIC PARTY	6
RESO 52-15 CREATE AND FILL POSITION PUBLIC DEFENDER'S OFFICE	61
RESO 53-15 AMEND RSOLUTION #31-15; EXTEND TEMPORARY POSITION LEGISLATIVE OFFICE	62
RESO 54-15 RECOGNIZE DONALD B. MARSH FOR 10 YEARS OF DEDICATED SERVICE DEPT OF SOCIAL SERVICES	63
RESO 55-15 RECOGNITION RESOLUTION RECOGNIZING GEORGE PENNEY POSTHUMOUSLY	66
RESO 56-15 RECOGNITION RESOLUTION RECOGNIZING DOMENICO D'ANGELO POSTHUMOUSLY	67
RESO 57-15 RESOLUTION REAPPOINTING KATHY ROUSH TO COMMUNITY SERVICES BOARD	86
RESO 58-15 REAPPOINT MEMBER BOARD OF ETHICS	86
RESO 59-15 APPOINT MEMBER BOARD OF ETHICS	87
RESO 60-15 REAPPOINT MEMBER TO THE TIOGA COUNTY LOCAL DEVELOPMENT CORPORATION (TCLDC)	88
RESO 61-15 REAPPOINT MEMBER TO THE TIOGA COUNTY LOCAL DEVELOPMENT CORPORATION (TCLDC)	88
RESO 6-15 SET SALARY OF CHAIR	7

CATEGORY	PAGE
RESO 62-15 REAPPOINT MEMBER TO THE TIOGA COUNTY LOCAL DEVELOPMENT CORPORATION (TCLDC)	89
RESO 63-15 RESOLUTION REAPPOINTING MEMBER TO COMMUNITY SERVICES BOARD	90
RESO 64-15 RESOLUTION REAPPOINTING MEMBER TO COMMUNITY SERVICES BOARD	90
RESO 65-15 RESOLUTION REAPPOINTING MEMBER TO COMMUNITY SERVICES BOARD	91
RESO 66-15 APPOINT MEMBERS ALTERNATIVES TO INCARCERATION ADVISORY BOARD	92
RESO 67-15 APPOINT MEMBER TO THE TIOGA COUNTY PLANNING BOARD	93
RESO 68-15 APPOINT MEMBER TO THE SUSQUEHANNA HERITAGE AREA COMMISSION	93
RESO 69-15 AUTHORIZE INCREASE ADMINISTERING MORTGAGE TAX BY TIOGA CO CLERK AS APPROVED BY NYS	95
RESO 70-15 HOME RULE REQUEST IN SUPPORT OF S3283/A5481 EXTENDING CURRENT SALES TAX	96
RESO 71-15 FILING APPLICATION STATE ASSISTANCE HOUSEHOLD HAZARDOUS WASTE PROGRAM/SIGN CONTRACT	97
RESO 7-15 FIX DATES AND TIMES OF TIOGA COUNTY LEGISLATIVE MEETINGS	7
RESO 72-15 INTERMUNICIPAL AGREEMENT HAZARDOUS WASTE	98
RESO 73-15 APPROVE INSPECTION SERVICES TIOGA CO BRIDGE PREVENTATIVE MAINTENANCE PROGRAM PROJECT	99
RESO 74-15 AWARD INSPECTION SERVICES CONTRACT MCFARLAND-JOHNSON INSPECTION SVCS ELLIS CREEK RD	100
RESO 75-15 APPROVE CHANGE ORDERS NELCORP ELECTRIC FLOOD MITIGATION PROJECT COURTHOUSE/ANNEX/CLERK'S	101
RESO 76-15 RESOLUTION OPPOSING PART W OF GOVERNOR'S PROPOSED 2015 BUDGET	101
RESO 77-15 REAPPOINTMENT OF COUNTY HISTORIAN	103
RESO 78-15 AMEND RESOLUTION 138-14 HEALTH DEPARTMENT	104
RESO 79-15 AMEND RESOLUTION 189-14 DEPARTMENT OF SOCIAL SERVICES	105
RESO 80-15 AMEND RESOLUTION #53-15; EXTEND TEMPORARY POSITION (LEGISLATIVE OFFICE)	106
RESO 81-15 CREATE AND FILL HIGHWAY WORKER (SEASONAL) POSITION PUBLIC WORKS	107
RESO 8-15 APPOINTMENT OF ADMINISTRATIVE CORONER	8

CATEGORY	PAGE
RESO 82-15 ABOLISH UNFUNDED VACANT POSITIONS (VARIOUS DEPARTMENTS)	107
RESO 83-15 AUTHORIZE INCREASE IN HOURS, AUTHORIZE SALARY UPON PROMOTION AND ABOLISH VACANT POSITION	109
RESO 84-15 BACKFILL VACANT NON-UNION POSITION PUBLIC DEFENDER'S OFFICE	110
RESO 85-15 STANDARD WORK DAY AND REPORTING RESOLUTION	111
RESO 86-15 RECOGNIZING KENNETH DEL BIANCO'S 14 YEARS OF DEDICATED SERVICE TO TIOGA COUNTY	113
RESO 87-15 SCHEDULE PUBLIC HEARING LOCAL LAW INTRODUCTORY NO. A OF 2015-SHERIFF/COUNTY CLERK SALARY	120
RESO 88-15 SCHEDULE PUBLIC HEARING LOCAL LAW INTRODUCTORY NO. B OF 2015-RESERVE FUND	122
RESO 89-15 SET PUBLIC HEARING ADOPTION AG & FARMLAND PROTECTION PLAN UPDATE	122
RESO 90-15 URGE NYS TO FUND PROBATION DEPARTMENTS 100% FOR COSTS RELATED TO RAISE THE AGE	123
RESO 91-15 RESO URGE NYS TO HONOR HOME RULE REVENUE REQUESTS IN TIMELY AND ORDERLY FASHION	125
RESO 9-15 APPOINT DIRECTORS SOIL & WATER CONSERVATION DISTRICT	9
RESO 92-15 JAIL MEDICAL COSTS FOR PROVIDING HIV/HEPATITIS C TREATMENT FOR INMATES	127
RESO 93-15 REQUEST NYS AUTHORIZE SUBSTANTIAL INCREASE IN COUNTIES DMV REVENUE PERCENTAGE	128
RESO 94-15 AUTHORIZE SUBMIT APPLICATION NEW YORK HOMES/COMMUNITY RENEWAL FUNDING	129
RESO 95-15 AUTHORIZE ACCEPTANCE INTEROPERABLE COMMUNICATIONS EQUIPMENT FROM NYS DHSES	131
RESO 96-15 AUTHORIZE SUBMISSION ROUND 4 STATEWIDE INTEROPERABLE COMMUNICATIONS GRANT	132
RESO 97-15 REQUEST NYS LIQUOR AUTHORITY TO CHANGE OFF PREMISES BEER CLOSING HOURS	132
RESO 98-15 AMEND RESO 68-15 APPOINT MEMBERS TO SUSQUEHANNA HERITAGE AREA COMMISSION	133
RESO 99-15 APPOINT MEMBER FISH & WILDLIFE MANAGEMENT BOARD	134
RSO 151-15 AUTHORIZE MATERIALS RECOVERY MGR APPLY FOR GRANT FOR COMMUNITY ANEROBIC DIGESTER	222
<u>REVIEW</u>	
RESO 10-15 ANNUAL REVIEW OF PROCUREMENT POLICY	9

CATEGORY	PAGE
<u>ROAD</u>	
RESO 263-15 ABANDON OAK HILL ROAD SOUTH TO TOWN OF BARTON	413
<u>SALARY</u>	
PUBLIC HEARING LOCAL LAW INTRO NO. A OF 2015 - COUNTY CLERK/COUNTY SHERIFF 4-YEAR SALARIES	149
RESO 109-15 AUTHORIZE INTERIM APPOINTMENT AND SALARY INCREASE PUBLIC WORKS	145
RESO 134-15 APPROVE SALARY ABOVE HIRING BASE FOR CASEWORKER DEPT OF SOCIAL SERVICES	185
RESO 139-15 AUTHORIZE SALARY OF DEPUTY COUNTY CLERK TEMPORARY APPOINTMENT COUNTY CLERK'S OFFICE	190
RESO 184-15 SALARY ADJUSTMENT FOR PUBLIC DEFENDER	280
RESO 185-15 AUTHORIZE INTERIM APPOINTMENT AND SALARY INCREASE PUBLIC HEALTH	281
RESO 274-15 AUTHORIZE SALARY INCREASE OF 1ST ASSISTANT DISTRICT ATTORNEY	430
RESO 281-15 ADOPT COUNTY BUDGET FOR 2016, APPROPRIATIONS AND SALARY SCHEDULE	445
RESO 305-15 DESIGNATE PROJECT MANAGER/AUTHORIZE SALARY LEGISLATIVE OFFICE	473
RESO 310-15 AUTHORIZE 2016 SALARY INCREASES BOARD OF ELECTIONS	477
RESO 312-15 AUTHORIZE SALARY OF DEPUTY COUNTY CLERK COUNTY CLERK'S OFFICE	479
RESO 6-15 SET SALARY OF CHAIR	7
<u>SALE</u>	
RESO 146-15 AUTHORIZE SALE COUNTY OWNED PROPERTY LOCATED IN VILLAGE OF NICHOLS OR ASSIGNS	200
RESO 176-15 AUTHORIZE SALE COUNTY OWNED PROPERTIES ACQUIRED FOR DELINQUENT TAXES	251
RESO 177-15 AUTHORIZE SALE SYKES PROPERTY TOWN/SPENCER TO PENNYPACKER	253
RESO 187-15 AUTHORIZE SALE COUNTY OWNED PROPERTY TOWN OF RICHFORD TO RICHFORD FIRE DISTRICT	286
RESO 189-15 AUTHORIZE SALE OF COUNTY OWNED PROPERTY LOCATION TOWN OF SPENCER TO MORELLO	288
<u>SCHEDULE</u>	
RESO 148-15 SCHEDULE PUBLIC HEARING LOCAL LAW INTRO C OF 2015 COLLECTION HOTEL/MOTEL TAX	216

CATEGORY	PAGE
RESO 150-15 SCHEDULE PUBLIC HEARING LOCAL LAW INTRO D OF 2015 BEST VALUE AWARD METHODOLOGY	221
RESO 180-15 SCHEDULE PUBLIC HEARING LOCAL LAW INTRO E 2015- REPEALING SALES TAX LOCAL LAW 1 OF 1968	273
RESO 181-15 SCHEDULE PUBLIC HEARING LOCAL LAW INTRO F OF 2015-DANGEROUS FIREWORKS	276
RESO 252-15 SCHEDULE PUBLIC HEARING CONSIDER ADOPTION GOLD STAR PARENTS VETERANS EXEMPTION	403
RESO 87-15 SCHEDULE PUBLIC HEARING LOCAL LAW INTRODUCTORY NO. A OF 2015-SHERIFF/COUNTY CLERK SALARY	120
RESO 88-15 SCHEDULE PUBLIC HEARING LOCAL LAW INTRODUCTORY NO. B OF 2015-RESERVE FUND	122
<u>SECOND</u>	
SECOND REGULAR MEETING FEBRUARY 10, 2015	38
SECOND SPECIAL MEETING MAY 21, 2015	188
<u>SERVICES</u>	
RESO 104-15 APPROVE SUPPLEMENTAL AGREEMENT ELLIS CREEK RD. BRIDGES FOR DESIGN SERVICES	140
RESO 149-15 APPROVE DESIGN/INSPECTION SVCS TO MCFARLAND JOHNSON FOR PHASE II OF BRIDGE MAINT PROJECT	216
RESO 18-15 APPROVE DESIGN SERVICES FOR BRIDGE MAINTENANCE PROGRAM MCFARLAND JOHNSON	21
RESO 19-15 APPROVE INSPECTION SERVICES FOR EAST RIVER RD BRIDGE PROJECT LABELLA ASSOCIATES	22
RESO 20-15 AWARD DESIGN SERVICES TO MCFARLAND JOHNSON FOR HALSEY VALLEY RD BRIDGES	23
RESO 221-15 AUTHORIZATION EXECUTE ENGAGEMENT LTR FROM COUGHLIN/GERHART FOR SVCS MATTER OTERO	333
RESO 275-15 CONTRACT AUTHORIZATION-CORRECTIONAL MEDICAL CARE JAIL MEDICAL/MENTAL HEALTH SERVICES	436
RESO 296-15 AWARD DESIGN SERVICES TO BARTON/LOGUIDICE ENGINEERS DESIGN SVCS FOR DAY HOLLOW RD	463
RESO 73-15 APPROVE INSPECTION SERVICES TIOGA CO BRIDGE PREVENTATIVE MAINTENANCE PROGRAM PROJECT	99
RESO 74-15 AWARD INSPECTION SERVICES CONTRACT MCFARLAND- JOHNSON INSPECTION SVCS ELLIS CREEK RD	100
RESO 90-15 URGE NYS TO FUND PROBATION DEPARTMENTS 100% FOR COSTS RELATED TO RAISE THE AGE	123
<u>SET</u>	
RESO 253-15 SET PUBLIC HEARING 2016 BUDGET	404

CATEGORY	PAGE
RESO 6-15 SET SALARY OF CHAIR	7
RESO 89-15 SET PUBLIC HEARING ADOPTION AG & FARMLAND PROTECTION PLAN UPDATE	122
<u>SEVENTH</u>	
SEVENTH REGULAR MEETING JULY 14, 2015	232
<u>SIXTH</u>	
SIXTH REGULAR MEETING JUNE 9, 2015	192
<u>SPECIAL</u>	
FIRST SPECIAL AND ORGANIZATION MEETING JANUARY 2, 2015	1
FOURTH SPECIAL MEETING NOVEMBER 19, 2015	436
SECOND SPECIAL MEETING MAY 21, 2015	188
THIRD SPECIAL MEETING AUGUST 6, 2015	285
<u>STAFF</u>	
RESO 311-15 2016 STAFF CHANGE EMERGENCY MANAGEMENT	478
<u>STANDARD</u>	
RESO 182-15 STANDARD WORK DAY AND REPORTING RESOLUTION	277
RESO 85-15 STANDARD WORK DAY AND REPORTING RESOLUTION	111
<u>SUBMIT</u>	
RESO 153-15 AUTHORIZATION SUBMIT NY HOMES/COMMUNITY RENEWAL GRANT 2015 WAVERLY DOWNTOWN	224
RESO 175-15 AUTHORIZE SUBMISSION CRITICAL INFRASTRUCTURE GRANT PROGRAM APPLICATION EMO	250
RESO 215-15 AUTHORIZE SUBMISSION 2015 NYS MEMBER ITEM GRANT-SHERIFF'S OFFICE	327
RESO 289-15 AUTHORIZE THE SUBMISSION OF 2015-2016 PSAP OPERATIONS GRANT	456
RESO 94-15 AUTHORIZE SUBMIT APPLICATION NEW YORK HOMES/COMMUNITY RENEWAL FUNDING	129
<u>SUPPORT</u>	
RESO 114-15 RESO IN SUPPORT OF STATE ASSEMBLY BILL 3558 REDEFINE SECTION 60 GENERAL CONSTRUCTION LAW	163
RESO 124-15 RESO SUPPORT TIOGA DOWNS SELECTION AS EASTERN STR CASION GAMING LICENSEE AWARDEE	172
RESO 196-15 RESOLUTION OF SUPPORT, TIOGA COUNTY IN SUPPORT OF SNYDER FARM GROUP NATURAL GAS WELL DEV	297

CATEGORY	PAGE
<u>TAX</u>	
PUBLIC HEARING LOCAL LAW INTRODUCTORY NO. E OF 2015- REPEAL LL 1 OF 1968 SALES TAX	283
RESO 127-15 MORTGAGE TAX DISTRIBUTION	176
RESO 176-15 AUTHORIZE SALE COUNTY OWNED PROPERTIES ACQUIRED FOR DELINQUENT TAXES	251
RESO 231-15 RESOLUTION OF LEGISLATURE RECODIFYING AND REIMPOSING SALES TAX	348
RESO 24-15 RESO CANCELING ENFORCEMENT COLLECTION OF TAXES/FUTURE TAXES CERTAIN PROPTY TAX LAW 11	27
RESO 254-15 MORTGAGE TAX DISTRIBUTION	404
RESO 282-15 TOWN TAX LEVY	446
RESO 283-15 COUNTY TAX LEVY	449
RESO 69-15 AUTHORIZE INCREASE ADMINISTERING MORTGAGE TAX BY TIOGA CO CLERK AS APPROVED BY NYS	95
RESO 70-15 HOME RULE REQUEST IN SUPPORT OF S3283/A5481 EXTENDING CURRENT SALES TAX	96
RESO 91-15 RESO URGE NYS TO HONOR HOME RULE REVENUE REQUESTS IN TIMELY AND ORDERLY FASHION	125
<u>TEMPORARY</u>	
RESO 139-15 AUTHORIZE SALARY OF DEPUTY COUNTY CLERK TEMPORARY APPOINTMENT COUNTY CLERK'S OFFICE	190
RESO 276-15 CREATE/FILL TEMPORARY SPECIAL ASSISTANT POSITION COUNTY CLERK'S OFFICE	437
RESO 307-15 AMEND RESO #131-15; EXTEND TEMPORARY POSITION LEGISLATIVE OFFICE	475
RESO 53-15 AMEND RSOLUTION #31-15; EXTEND TEMPORARY POSITION LEGISLATIVE OFFICE	62
<u>TENTH</u>	
TENTH REGULAR MEETING OCTOBER 13, 2015	339
<u>TERMINATE</u>	
RESO 11-15 TERMINATE THE TIOGA COUNTY PUBLIC TRANSIT ADVISORY COUNCIL	15
<u>THIRD</u>	
THIRD REGULAR MEETING MARCH 10, 2015	63
THIRD SPECIAL MEETING AUGUST 6, 2015	285

CATEGORY	PAGE
<u>TRANSFER</u>	
RESO 138-15 AUTHORIZE PURCHASE OF SOFTWARE SYSTEM AND TRANSFER OF FUNDS PERSONNEL	189
RESO 14-15 AUTHORIZE DRAW-DOWN FOR FINANCIAL MANAGEMENT ACCOUNTING SYSTEM (FMAS)	17
RESO 142-15 CONTINGENCY FUND REQUEST AND TRANSFER OF FUNDS MENTAL HYGIENE	196
RESO 143-15 TRANSFER FUNDS PUBLIC WORKS	197
RESO 165-15 TRANSFER OF FUNDS LEASING OF A CANON C5250 PRINTER FOR 2015 REAL PROPERTY DEPARTMENT	240
RESO 166-15 TRANSFER OF FUNDS PUBLIC HEALTH	241
RESO 167-15 TRANSFER FUNDS PUBLIC WORKS	242
RESO 205-15 MOVEMENT OF FUNDS TO COVER COST OF MONITORS	317
RESO 206-15 MOVEMENT OF FUNDS TO COVER COST OF ALTERNATIVE TO INCARCERATION	318
RESO 207-15 TRANSFER FUNDS/BUDGET MODIFICATION PURCHASE HISTORICAL MARKER HISTORIAN DEPT	319
RESO 208-15 APPROPRIATION OF FUNDS-BUDGET MODIFICATION MENTAL HYGIENE	320
RESO 209-15 APPROPRIATION OF FUNDS-BUDGET MODIFICATION MENTAL HYGIENE	321
RESO 211-15 TRANSFER FUNDS FOR BOX CULVERTS PUBLIC WORKS	323
RESO 212-15 TRANSFER FUNDS PUBLIC WORKS	324
RESO 213-15 TRANSFER FUNDS/CREATE ACCOUNT FOR PARK SETTLEMENT ROAD BRIDGE EMERGENCY REPAIRS	325
RESO 226-15 TRANSFER OF FUNDS LIABILITY FUND	338
RESO 228-15 REQUEST FOR TRANSFER OF FUNDS DISTRICT ATTORNEY	344
RESO 229-15 TRANSFER FUNDS FOR ROAD SALT PUBLIC WORKS	345
RESO 256-15 TRANSFER FUNDS/FUND SELF-INSURANCE PLAN RESERVE	406
RESO 257-15 TRANSFER OF FUNDS PUBLIC HEALTH	407
RESO 279-15 YEAR END TRANSFERS	444
RESO 284-15 APPROPRIATION AND TRANSFER OF FUNDS PUBLIC HEALTH	451
RESO 285-15 REQUEST AND TRANSFER OF FUNDS FROM CONTINGENCY ACCOUNT	452
RESO 286-15 BUDGET TRANSFER FROM TREASURER'S TO BUDGET	453
RESO 287-15 TRANSFER FUNDS PUBLIC WORKS	454
RESO 288-15 MOVEMENT OF FUNDS TO COVER COST OF ALTERNATIVE TO INCARCERATION	455

CATEGORY	PAGE
RESO 41-15 AUTHORIZE TRANSFER OF FUNDS FROM CAPITAL RESERVE PUBLIC LAND, STRUCTURES, AND EQUIPMENT	49
<u>TRANSPORTATION</u>	
RESO 11-15 TERMINATE THE TIOGA COUNTY PUBLIC TRANSIT ADVISORY COUNCIL	15
RESO 302-15 AUTHORIZATION EXECUTE INTERMUNICIPAL AGREEMENT TIOGA/CHEMUNG FOR MASS TRANSPORTATION SVC	469
<u>TRIPS</u>	
RESO 1-15 TRIPS AUTHORIZED	4
<u>TWELFTH</u>	
TWELFTH REGULAR MEETING DECEMBER 15, 2015	440
<u>UPDATE</u>	
RESO 314-15 RESOLUTION FOR CONSULTANT CONTRACT FOR TIOGA COUNTY STRATEGIC PLAN UPDATE	481
<u>URGE</u>	
RESO 46-15 RESO URGING GOV CUOMO AND NYS LEGISLATURE TO ADVANCE FUNDING TO EXPEDITE I-86	53
RESO 90-15 URGE NYS TO FUND PROBATION DEPARTMENTS 100% FOR COSTS RELATED TO RAISE THE AGE	123
RESO 91-15 RESO URGE NYS TO HONOR HOME RULE REVENUE REQUESTS IN TIMELY AND ORDERLY FASHION	125

